

# THE NATIONAL ARCHIVES FEDERAL REGISTER OF THE UNITED STATES

VOLUME 13      1934      NUMBER 62

Washington, Tuesday, March 30, 1948

## TITLE 6—AGRICULTURAL CREDIT

### Chapter II—Production and Marketing Administration (Commodity Credit)

#### PART 277—TOBACCO LOANS

##### 1947 CROP; WISCONSIN TOBACCO

Set forth below is the schedule of advance rates, by grades, for 1947 crop, Wisconsin, type 55, tobacco under the tobacco loan program formulated by Commodity Credit Corporation and Production and Marketing Administration, published July 23, 1947 (12 F. R. 4878), November 14, 1947 (12 F. R. 7413) and January 1, 1948 (13 F. R. 1).

§ 277.33 1947 Crop; Wisconsin tobacco, Type 55, Advance Schedule.

[Dollars per 100 pounds, farm sales weight]

Grade:	Rate	Grade:	Rate
B1M	48	C4M	14
B2M	41	C5M	11
B3M	36	X1	20
B4M	32	X2	17
B5M	30	X3	15
C1MB	26	X4	12
C2MB	24	X5	10
C1M	23	Y1	15
C2M	20	Y2	13
C3M	17	Y3	9

Tobacco graded G (green), W (wet), U (unsound), or N (nondescript), will not be accepted.

(Sec. 8, 56 Stat. 767, as amended, sec. 204, 58 Stat. 643, sec. 37 (a), 58 Stat. 784; 50 U. S. C. App. Sup. 968)

[SEAL]      JESSE B. GILMER,  
President,  
Commodity Credit Corporation.

MARCH 25, 1948.

[F. R. Doc. 48-2776; Filed, Mar. 29, 1948; 8:59 a. m.]

## TITLE 7—AGRICULTURE

### Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

#### PART 904—MILK IN THE GREATER BOSTON, MASS., MARKETING AREA

##### AMENDMENT TO ORDER REGULATING HANDLING OF MILK

§ 904.0 Findings and determinations—(a) Findings upon the basis of

the hearing record. Pursuant to Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "act"), and the rules of practice and procedure covering the formulation of marketing agreements and orders (7 CFR, Supps. 900.1 et seq., 11 F. R. 7737, 12 F. R. 1159), public hearings were held upon certain proposed amendments to the tentative approved marketing agreement and to the order, as amended, regulating the handling of milk in the Greater Boston, Massachusetts, marketing area. Upon the basis of the evidence introduced at such hearings and the record thereof, it is found that:

(1) The said order as amended and as hereby further amended, and all of the terms and conditions of said order, as amended and as hereby further amended, will tend to effectuate the declared policy of the act;

(2) The prices calculated to give milk produced for sale in said marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8 (e) of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supplies of and demand for such milk, and the minimum prices specified in the order, as amended and as hereby further amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order, as amended and as hereby further amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in a marketing agreement upon which hearings have been held.

The foregoing findings are supplementary and in addition to the findings made in connection with the issuance of the aforesaid order and the findings made in connection with the issuance of each of the previously issued amendments thereto; and all of said previous findings are hereby ratified and affirmed except insofar as such findings may be in conflict with the findings set forth herein.

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# FEDERAL REGISTER

Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Division of the Federal Register, the National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U. S. C., ch. 8B), under regulations prescribed by the Administrative Committee, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15¢) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D. C.

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(b) *Additional findings.* It is necessary, in the public interest, to make this amendment effective by not later than April 1, 1948. Any delay beyond April 1, 1948 in the effective date of this amendment will seriously threaten the orderly marketing of milk in the Greater Boston Massachusetts, marketing area for April and succeeding months. The nature and provisions of the amendment are well known to the handlers in the market, since the hearing was held in October 1947, the recommended decision was published in the FEDERAL REGISTER on March 2, 1948, and the final decision was executed by the Secretary on March 18, 1948 (13 F. R. 1520 and correction 13 F. R. 1587), which final decision sets forth the need for the amendment. Compliance with the amendatory order will not require any preparation on the part of handlers which cannot be completed by April 1, 1948. It is hereby found and determined, in view of these facts and circumstances, that good cause exists for making this amendment effective April 1, 1948; and that it would be contrary to the public interest to delay the effective date of the amendment to a date later than April 1, 1948.

(c) *Determinations.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing, or shipping the milk covered by this order, as amended and as hereby further amended) of more than 50 percent of the volume of milk covered by this order, as amended and as hereby further amended, which is marketed within the Greater Boston, Massachusetts, marketing area, refused or failed to sign the proposed marketing agreement regulating the handling of milk in the said marketing area; and it is hereby further determined that:

(1) The refusal or failure of such handlers to sign said proposed marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order further amending the order, as amended, is the only practical means, pursuant to the declared policy of the act, of advancing the interests of producers of milk which is produced for sale in the said marketing area; and

(3) The issuance of this order further amending the order, as amended, is approved or favored by at least two-thirds of the producers who, during the determined representative period (September 1947), were engaged in the production of milk for sale in the said marketing area.

*Order relative to handling.* It is therefore ordered that on and after the effective date hereof, the handling of milk in the Greater Boston, Massachusetts, marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended, and as hereby further amended; and the aforesaid order, as amended, is hereby further amended as follows:

1. In § 904.7 renumber paragraph (a) (2), and paragraphs (a) (2) (i) and (a)



(2) (ii) as paragraph (g), paragraph (g) (1) and (g) (2), respectively, and insert as paragraph headline "(g) Allocation of Class I milk to plants."

2. Delete § 904.7 (a) (1) and substitute therefor the following:

(a) *Class I prices.* (1) For Class I milk received from producers, each pool handler shall pay, in the manner set forth in § 904.9 and subject to the differentials applicable pursuant to paragraph (c) of this section, not less than the price per hundredweight determined for each month pursuant to this paragraph. In determining the Class I price for each month the latest reported figures available to the market administrator on the 25th day of the preceding month shall be used in making the following computations, except that if the 25th day of the preceding month fall on a Sunday, or legal holiday, the latest figures available on the next succeeding work day shall be used:

(1) Divide by 0.98 the monthly wholesale price index for all commodities as reported by the Bureau of Labor Statistics, United States Department of Labor, with the year 1926 as the base period.

(2) Divide by 3 the sum of the three latest monthly indexes of department store sales in the Boston Federal Reserve District adjusted for seasonal variations, as reported by the Federal Reserve System, with the years 1935-39 as the base period, and divide the result so obtained by 1.26.

(3) Compute an index of grain-labor costs in the Boston milkshed in the following manner:

(i) Compute the simple average of the four latest weekly average retail prices per ton of dairy ration in the Boston milkshed, as reported by the United States Department of Agriculture, divide by 0.5044, and multiply by 0.6.

(ii) Compute the weighted average of the monthly composite farm wage rates for the latest available month for Maine, Massachusetts, New Hampshire, and Vermont, as reported by the United States Department of Agriculture, divide by 0.5952, and multiply by 0.4. In computing the weighted average, weight the respective rates as follows: Maine, 10; Massachusetts, 6; New Hampshire, 7, and Vermont, 77.

(iii) Add the results determined pursuant to subdivisions (i) and (ii) of this subparagraph.

(4) Divide by 3 the sum of the final results computed pursuant to the preceding subparagraphs of this paragraph. Express the result as a whole number by dropping fractions of less than one-half or by raising fractions of one-half or more to the next whole number. The result shall be known as the formula index.

(5) Subject to the succeeding subparagraphs of this paragraph, the Class I price per hundredweight for milk received from producers at plants located in the 201-210-mile zone shall be as shown in the following table.

CLASS I PRICE SCHEDULE

Formula Index	Class I price per hundredweight		
	Jan.-Feb.- Mar.-July- Aug.-Sept.	Apr.- May- June	Oct.- Nov.- Dec.
50-55.....	\$1.69	\$1.25	\$2.13
57-63.....	1.91	1.47	2.35
64-70.....	2.13	1.69	2.57
71-77.....	2.35	1.91	2.79
78-84.....	2.57	2.13	3.01
85-90.....	2.79	2.35	3.23
91-97.....	3.01	2.57	3.45
98-104.....	3.23	2.79	3.67
105-111.....	3.45	3.01	3.89
112-118.....	3.67	3.23	4.11
119-125.....	3.89	3.45	4.33
126-132.....	4.11	3.67	4.55
133-139.....	4.33	3.89	4.77
140-146.....	4.55	4.11	4.99
147-152.....	4.77	4.33	5.21
153-159.....	4.99	4.55	5.43
160-166.....	5.21	4.77	5.65
167-173.....	5.43	4.99	5.87
174-180.....	5.65	5.21	6.09
181-187.....	5.87	5.43	6.31
188-194.....	6.09	5.65	6.53

If the formula index is more than 194 the price shall be increased at the same rate as would result from further extension of this table at the rate of extension in the six highest index brackets.

(6) For any month after December 1948, the Class I price shall be 44 cents more than the price prescribed in subparagraph (5) of this paragraph if less than 33 percent of the milk received by all pool handlers from producers during the 12-month period ending with the second preceding month was Class II milk, except that if the operation of this subparagraph would cause the Class I price to be more than 88 cents above the Class I price for the same month of the preceding year, its application shall be limited to only such portion of the 44-cent increase as will result in a Class I price equal to the Class I price for the same month of the preceding year plus 88 cents.

(7) For any month after December 1948, the Class I price shall be 44 cents less than the price prescribed in subparagraph (5) of this paragraph if more than 41 percent of the milk received by all pool handlers from producers during the 12-month period ending with the second preceding month was Class II milk, except that if the operation of this subparagraph would cause the Class I price to be more than 88 cents below the Class I price for the same month of the preceding year, its application shall be limited to only such portion of the 44-cent reduction as will result in a Class I price equal to the Class I price for the same month of the preceding year minus 88 cents.

(8) Notwithstanding the provisions of the preceding subparagraphs of this paragraph, the Class I price for any of the months of March through June of each year shall not be higher than the Class I price for the immediately preceding month, and the Class I price for any of the months of September through December of each year shall not be lower than the Class I price for the immediately preceding month.

3. In § 904.7 delete subparagraph (1) of paragraph (f), and substitute therefor the following:

(1) He shall announce the Class I price for each month on the 25th day of the preceding month, except that if such 25th day is a Sunday or legal holiday, he shall announce the Class I price on the next succeeding work day.

(48 Stat. 31, 670, 675, 49 Stat. 750, 50 Stat. 246; 7 U. S. C. 601 et seq.; sec. 102, Reorg. Plan 1 of 1947, 12 F. R. 4534)

Issued at Washington, D. C., this 25th day of March 1948, to be effective on and after the 1st day of April 1948.

[SEAL] CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc 48-2777; Filed, Mar. 29, 1948; 8:59 a. m.]

#### PART 927—MILK IN THE NEW YORK METROPOLITAN MARKETING AREA

##### ORDER AMENDING ORDER, AS AMENDED, REGULATING HANDLING OF MILK

§ 927.0 *Findings and determinations*—(a) *Findings upon the basis of the hearing record.* Pursuant to Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "act"), and the rules of practice and procedure covering the formulation of marketing agreements and orders (7 CFR, Supps. 900.1 et seq., 12 F. R. 1159, 4904), a public hearing was held upon certain proposed amendments to the tentative marketing agreement heretofore approved by the Secretary of Agriculture and to the order, as amended, regulating the handling of milk in the New York metropolitan milk marketing area; and the decision (13 F. R. 1525) was made with respect to amendments by the Secretary on March 18, 1948. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order, as amended and as hereby further amended, and all of the terms and conditions of said order, as amended and as hereby further amended, will tend to effectuate the declared policy of the act;

(2) The prices calculated to give milk produced for sale in said marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8 (e) of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supplies of and demand for such milk, and the minimum prices specified in the order, as amended and as hereby further amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order, as amended and as hereby further amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in a mar-



## RULES AND REGULATIONS

keting agreement upon which hearings have been held.

The foregoing findings are supplementary and in addition to the findings made in connection with the issuance of the aforesaid order and the findings made in connection with the issuance of each of the previously issued amendments thereto; and all of said previous findings are hereby ratified and affirmed except insofar as such findings may be in conflict with the findings set forth herein.

(b) *Additional findings.* It is necessary to make effective promptly the present amendments to the said order, as amended, to reflect current marketing conditions, and to insure the production of an adequate supply of milk by giving producers assurance of the minimum prices herein provided. Any delay beyond April 1, 1948, in the effective date of this order, as amended, and as hereby further amended, will seriously threaten the supply of milk for the New York metropolitan milk marketing area and will disrupt orderly marketing. The changes effected by this order, amending the order, as amended, do not require substantial or extensive preparation by persons affected prior to the effective date. The time intervening between the date of issuance of this order and its effective date affords persons affected a reasonable time to prepare for its effective date. In view of the foregoing, it is impracticable, unnecessary, and contrary to the public interest to delay the effective date of this order for 30 days after its publication (Sec. 4 (c), Administrative Procedure Act, Pub. Law 404, 79th Cong., 60 Stat. 237).

(c) *Determinations.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing, or shipping the milk covered by this order, as amended) of more than 50 percent of the volume of milk covered by the aforesaid order, as amended, and as hereby further amended, which is marketed within the New York metropolitan milk marketing area, refused or failed to sign the marketing agreement regulating the handling of milk in the said marketing area which was heretofore approved (13 F. R. 1525) by the Secretary of Agriculture; and it is hereby further determined that:

(1) The refusal or failure of such handlers to sign said marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this amended order, further amending the said order, as amended, is the only practical means, pursuant to the declared policy of the act, of advancing the interests of producers of milk which is produced for sale in the said marketing area; and

(3) The issuance of this order further amending the said order, as amended, is approved or favored by at least two-thirds of the producers who, during December 1947 (said month having been determined to be a representative period) were engaged in the production of milk for sale in the said marketing area.

*Order relative to handling.* It is therefore ordered that on and after the first day of April 1948, the han-

dling of milk in the New York metropolitan milk marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended, and as hereby further amended; and the aforesaid order, as amended, is hereby further amended as follows:

Amend § 927.5 (a) (1) (ii) to read as follows:

(ii) The Class I-A price shall not be less than \$5.46 per hundredweight for the month of April 1948, \$5.02 per hundredweight for each of the months of May and June 1948, and \$5.46 per hundredweight for the month of July 1948.

(48 Stat. 31, 670, 49 Stat. 750, 50 Stat. 246; 7 U. S. C. 601 et seq.; sec. 102, Reorg. Plan 1 of 1947, 12 F. R. 4534)

Issued at Washington, D. C. this 25th day of March 1948, to be effective on and after the 1st day of April 1948.

[SEAL] CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 48-2780; Filed, Mar. 29, 1948;  
9:00 a. m.]

#### PART 934—MILK IN THE LOWELL-LAWRENCE, MASS., MARKETING AREA

##### AMENDMENT TO ORDER REGULATING HANDLING OF MILK

§ 934.0 *Findings and determinations.*—(a) *Findings upon the basis of the hearing record.* Pursuant to Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "act"), and the rules of practice and procedure covering the formulation of marketing agreements and orders (7 CFR, Supps. 900.1 et seq., 11 F. R. 7737, 12 F. R. 1159, 4904), public hearings were held upon certain proposed amendments to the tentative marketing agreement and to the order, as amended, regulating the handling of milk in the Lowell-Lawrence, Massachusetts, marketing area. Upon the basis of the evidence introduced at such hearings and the record thereof, it is found that:

(1) The said order as amended and as hereby further amended, and all of the terms and conditions of said order, as amended and as hereby further amended, will tend to effectuate the declared policy of the act;

(2) The prices calculated to give milk produced for sale in said marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8 (e) of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supplies of and demand for such milk, and the minimum prices specified in the order, as amended and as hereby further amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order, as amended and as hereby further amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in a marketing agreement upon which hearings have been held.

The foregoing findings are supplementary and in addition to the findings made in connection with the issuance of the aforesaid order and the findings made in connection with the issuance of each of the previously issued amendments thereto; and all of said previous findings are hereby ratified and affirmed except insofar as such findings may be in conflict with the findings set forth herein.

(b) *Additional findings.* It is necessary, in the public interest, to make this amendment effective by not later than April 1, 1948. Any delay beyond April 1, 1948 in the effective date of this amendment will seriously threaten the orderly marketing of milk in the Lowell-Lawrence, Massachusetts, marketing area for April and succeeding months. The nature and provisions of the amendment are well known to the handlers in the market, since the hearing was held in October 1947, the recommended decision was published in the FEDERAL REGISTER on March 2, 1948, and the final decision was executed by the Secretary on March 18, 1948 (13 F. R. 1527 and correction 13 F. R. 1588), which final decision sets forth the need for the amendment. Compliance with the amendatory order will not require any preparation on the part of handlers which cannot be completed by April 1, 1948. It is hereby found and determined, in view of these facts and circumstances, that good cause exists for making this amendment effective April 1, 1948; and that it would be contrary to the public interest to delay the effective date of the amendment to a date later than April 1, 1948.

(c) *Determinations.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing, or shipping the milk covered by this order, as amended and as hereby further amended) of more than 50 percent of the volume of milk covered by this order, as amended and as hereby further amended, which is marketed within the Lowell-Lawrence, Massachusetts, marketing area, refused or failed to sign the proposed marketing agreement regulating the handling of milk in the said marketing area; and it is hereby further determined that:

(1) The refusal or failure of such handlers to sign said proposed marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order further amending the order, as amended, is the only practical means, pursuant to the declared policy of the act, of advancing the interests of producers of milk which is produced for sale in the said marketing area; and

(3) The issuance of this order further amending the order, as amended, is approved or favored by at least two-thirds of the producers who, during the deter-



mined representative period (September 1947), were engaged in the production of milk for sale in the said marketing area.

**Order relative to handling.** It is therefore ordered that on and after the effective date hereof, the handling of milk in the Lowell-Lawrence, Massachusetts, marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended, and as hereby further amended; and the aforesaid order, as amended, is hereby further amended as follows:

1. In § 934.3 (a) add a new subparagraph to read as follows:

(13) The term "Boston order" means the order, as amended, issued by the Secretary, regulating the handling of milk in the Greater Boston, Massachusetts, marketing area.

2. In § 934.6 renumber paragraphs (b), (c), and (d) as paragraphs (d), (e) and (f), respectively. In § 934.6 (d) (2) (i) and (ii), as renumbered, substitute the paragraph reference "(e)" for "(c)." In paragraph (e), as renumbered, substitute the paragraph reference "(d)" for "(b)".

3. Delete § 934.6 (a) and substitute therefor the following:

(a) **Class I price; city plants.** Each handler shall pay producers, at the time and in the manner set forth in § 934.10, for Class I milk delivered from producers' farms to such handlers' plant located within 20 miles of the City Hall in Lowell or Lawrence, not less than the price per hundredweight determined for each delivery period pursuant to this paragraph. In determining the Class I price for each delivery period the latest reported figures available to the market administrator on the 25th day of the preceding month shall be used in making the following computations, except that if the 25th day of the preceding month falls on a Sunday or legal holiday, the latest reported figures available on the next succeeding work day shall be used.

(1) Divided by 0.98 the monthly wholesale price index for all commodities as reported by the Bureau of Labor Statistics, United States Department of Labor, with the year 1926 as the base period.

(2) Divide by 3 the sum of the three latest monthly indexes of department store sales in the Boston Federal Reserve District adjusted for seasonal variations, as reported by the Federal Reserve System, with the years 1935-39 as the base period, and divide the result so obtained by 1.26.

(3) Compute an index of grain-labor costs in the Boston milkshed in the following manner:

(i) Compute the simple average of the four latest weekly average retail prices per ton of dairy ration in the Boston milkshed, as reported by the United States Department of Agriculture, divide by 0.5044, and multiply by 0.6.

(ii) Compute the weighted average of the monthly composite farm wage rates for the latest available month for Maine, Massachusetts, New Hampshire, and Vermont, as reported by the United States Department of Agriculture; divide by 0.5952, and multiply by 0.4. In comput-

ing the weighted average, weight the respective rates as follows: Maine, 10; Massachusetts, 6; New Hampshire, 7; and Vermont 77.

(iii) Add the results determined pursuant to subdivisions (i) and (ii) of this subparagraph.

(4) Divide by 3 the sum of the final results computed pursuant to the preceding subparagraphs of this paragraph. Express the result as a whole number by dropping fractions of less than one-half or by raising fractions of one-half or more to the next whole number. The result shall be known as the formula index.

(5) Subject to the succeeding subparagraphs of this paragraph, the Class I price per hundredweight shall be as shown in the following table.

CLASS I PRICE SCHEDULE

Formula Index	Class I price per hundredweight		
	Jan.-Feb.- Mar.-July- Aug.-Sept.	Apr.- May- June	Oct.- Nov.- Dec.
50-55	\$2.15	\$1.71	\$2.50
57-63	2.37	1.93	2.81
64-70	2.59	2.16	3.03
71-77	2.81	2.37	3.25
78-84	3.03	2.59	3.47
85-90	3.25	2.81	3.69
91-97	3.47	3.03	3.91
98-104	3.69	3.25	4.13
105-111	3.91	3.47	4.35
112-118	4.13	3.69	4.57
119-125	4.35	3.91	4.79
126-132	4.57	4.13	5.01
133-139	4.79	4.35	5.23
140-146	5.01	4.57	5.45
147-152	5.23	4.79	5.67
153-159	5.45	5.01	5.89
160-166	5.67	5.23	6.11
167-173	5.89	5.45	6.33
174-180	6.11	5.67	6.55
181-187	6.33	5.89	6.77
188-194	6.55	6.11	6.99

If the formula index is more than 194 the price shall be increased at the same rate as would result from further extension of this table at the rate of extension in the six highest index brackets.

(6) For any delivery period after December 1948, the Class I price shall be 44 cents more than the price prescribed in subparagraph (5) of this paragraph if, under the provisions of the Boston order, less than 33 percent of the milk received by all pool handlers from producers during the 12-month period ending with the second preceding month was Class II milk, except that if the operation of this subparagraph would cause the Class I price to be more than 88 cents above the Class I price for the same month of the preceding year, its application shall be limited to only such portion of the 44-cent increase as will result in a Class I price equal to the Class I price for the same month of the preceding year plus 88 cents.

(7) For any delivery period after December 1948, the Class I price shall be 44 cents less than the price prescribed in subparagraph (5) of this paragraph if, under the provisions of the Boston order, more than 41 percent of the milk received by all pool handlers from producers during the 12-month period ending with the second preceding month was Class II milk, except that if the operation of this subparagraph would cause the Class I price to be more than 88 cents below the Class I price for the same month of the preceding year, its applica-

tion shall be limited to only such portion of the 44-cent reduction as will result in a Class I price equal to the Class I price for the same month of the preceding year minus 88 cents.

(8) Notwithstanding the provisions of the preceding subparagraphs of this paragraph, the Class I price for any of the months of March through June of each year shall not be higher than the Class I price for the immediately preceding month, and the Class I price for any of the months of September through December of each year shall not be lower than the Class I price for the immediately preceding month.

(9) The Class I price determined under the preceding subparagraphs of this paragraph shall be increased or decreased to the extent of any increase or decrease effective after September 1947 in the rail tariff for the transportation of milk in carlots in tank cars for mileage distances of 201-210 miles inclusive, as published in the New England Joint Tariff, M-5, and supplements thereto. The adjustment shall be made to the nearest one-half cent per hundredweight, and shall be effective in the first complete delivery period in which such increase or decrease in the rail tariff applies.

(b) **Class I prices; other plants.** Each handler shall pay producers, at the time and in the manner set forth in § 934.10, for Class I milk delivered from producers' farms to such handler's plant located beyond 20 miles of the City Halls in Lowell and Lawrence, not less than the applicable price per hundredweight determined pursuant to this paragraph.

(1) For milk delivered from producers' farms to such handler's plant located beyond 20 miles of the City Halls in Lowell and Lawrence, but within 40 miles of the City Hall in Lowell or Lawrence, the price per hundredweight during each delivery period shall be the price effective pursuant to paragraph (a) of this section, less 17 cents per hundredweight.

(2) For milk delivered from producers' farms to such handler's plant not located within 40 miles of the City Hall in Lowell or Lawrence the price per hundredweight during each delivery period shall be the price effective pursuant to paragraph (a) of this section, less an amount per hundredweight equal to the sum of 13 cents and the average of the freight rates (considering 85 pounds to one 40-quart can), from the railroad shipping point for such handler's plant to Lowell and to Lawrence, calculated according to the lowest applicable rail tariffs for the transportation in carload lots of milk in 40-quart cans.

(c) **Allocation of Class I milk to plants.** For the purpose of this section, the milk which was disposed of during each delivery period by each handler as Class I milk from a handler's receiving plant located within 20 miles of the City Hall in Lowell or Lawrence shall be considered to have been first, that milk which was received directly from producers' farms at such plant, and then that milk including skim milk and buttermilk which was shipped from the nearest receiving plant not located within 20 miles of the City Hall in Lowell or Lawrence.



4. In § 934.6, add a new paragraph as follows:

(g) *Announcement of Class I price.* The market administrator shall publicly announce the Class I price for each delivery period, as computed under paragraph (a) of this section, on the 25th day of the preceding month, except that if such 25th day is a Sunday or legal holiday, he shall announce the Class I price on the next succeeding work day.

5. In § 934.9 (a) (2), delete the words "§ 934.6 (a) and § 934.6 (b)," and substitute therefor the words "paragraphs (a), (b), (c), and (d) of § 934.6".

(48 Stat. 31, 670, 675, 49 Stat. 750, 50 Stat. 246; 7 U. S. C. 601 et seq.; sec. 102, Reorg. Plan 1 of 1947, 12 F. R. 4534)

Issued at Washington, D. C., this 25th day of March 1948 to be effective on and after the 1st day of April 1948.

[SEAL]

CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 48-2779; Filed, Mar. 29, 1948;  
9:00 a. m.]

#### PART 947—MILK IN THE FALL RIVER, MASS., MARKETING AREA

##### AMENDMENT OF ORDER REGULATING HANDLING OF MILK

§ 947.0 *Findings and determinations*—(a) *Findings upon the basis of the hearing record.* Pursuant to Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "act"), and the rules of practice and procedure covering the formulation of marketing agreements and orders (7 CFR, Supps. 900.1 et seq., 11 F. R. 7737, 12 F. R. 1159, 4904), public hearings were held upon certain proposed amendments to the tentative marketing agreement and to the order, as amended, regulating the handling of milk in the Fall River, Massachusetts, marketing area. Upon the basis of the evidence introduced at such hearings and the record thereof, it is found that:

(1) The said order as amended and as hereby further amended, and all of the terms and conditions of said order, as amended and as hereby further amended, will tend to effectuate the declared policy of the act;

(2) The prices calculated to give milk produced for sale in said marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8 (e) of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supplies of and demand for such milk, and the minimum prices specified in the order, as amended and as hereby further amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order, as amended and as hereby further amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in a marketing agreement upon which hearings have been held.

The foregoing findings are supplementary and in addition to the findings made in connection with the issuance of the aforesaid order and the findings made in connection with the issuance of each of the previously issued amendments thereto; and all of said previous findings are hereby ratified and affirmed except insofar as such findings may be in conflict with the findings set forth herein.

(b) *Additional findings.* It is necessary, in the public interest, to make this amendment effective by not later than April 1, 1948. Any delay beyond April 1, 1948 in the effective date of this amendment will seriously threaten the orderly marketing of milk in the Fall River, Massachusetts, marketing area for April and succeeding months. The nature and provisions of the amendment are well known to the handlers in the market, since the hearing was held in October 1947, the recommended decision was published in the FEDERAL REGISTER on March 2, 1948, and the final decision was executed by the Secretary on March 18, 1948 (13 F. R. 1530), which final decision sets forth the need for the amendment. Compliance with the amendatory order will not require any preparation on the part of handlers which cannot be completed by April 1, 1948. It is hereby found and determined, in view of these facts and circumstances, that good cause exists for making this amendment effective April 1, 1948; and that it would be contrary to the public interest to delay the effective date of the amendment to a date later than April 1, 1948.

(c) *Determinations.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing, or shipping the milk covered by this order, as amended and as hereby further amended) of more than 50 percent of the volume of milk covered by this order, as amended and as hereby further amended, which is marketed within the Fall River, Massachusetts, marketing area, refused or failed to sign the proposed marketing agreement regulating the handling of milk in the said marketing area; and it is hereby further determined that:

(1) The refusal or failure of such handlers to sign said proposed marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order further amending the order, as amended, is the only practical means, pursuant to the declared policy of the act, of advancing the interests of producers of milk which is produced for sale in the said marketing area; and

(3) The issuance of this order further amending the order, as amended, is approved or favored by at least two-thirds of the producers who, during the determined representative period (January

1948), were engaged in the production of milk for sale in the said marketing area.

*Order relative to handling.* It is therefore ordered that on and after the effective date hereof, the handling of milk in the Fall River, Massachusetts, marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended, and as hereby further amended; and the aforesaid order, as amended, is hereby further amended as follows:

1. In § 947.1 add a new paragraph to read as follows:

(q) "Boston order" means the Federal order regulating the handling of milk in the Greater Boston, Massachusetts, marketing area.

2. Delete § 947.6 (a) and substitute the following:

(a) *Class I prices.* Each handler shall pay producers or cooperative associations for their milk containing 3.7 percent butterfat, during each delivery period, in the manner set forth in § 947.8 and subject to the differentials set forth in paragraph (c) of this section, for Class I milk delivered by them, not less than the price per hundredweight determined for each delivery period pursuant to this paragraph. In determining the Class I price for each delivery period, the latest reported figures available to the market administrator on the 25th day of the preceding month shall be used in making the following computations; except that if the 25th day of the preceding month falls on a Sunday or legal holiday, the latest reported figures available on the work day next succeeding shall be used:

(1) Divide by 0.98 the monthly wholesale price index for all commodities as reported by the Bureau of Labor Statistics, United States Department of Labor, with the year 1926 as the base period.

(2) Divide by 3 the sum of the three latest monthly indexes of department store sales in the Boston Federal Reserve District adjusted for seasonal variation as reported by the Federal Reserve System with the years 1935-39 as the base period and divide the result so obtained by 1.26.

(3) Compute an index of grain-labor costs in the Boston milkshed in the following manner:

(i) Compute the simple average of the four latest weekly average retail prices per ton of dairy ration in the Boston milkshed, as reported by the United States Department of Agriculture, divide by 0.5044 and multiply by 0.6.

(ii) Compute the weighted average of the monthly composite farm wage rates for the latest available month for Maine, Massachusetts, New Hampshire, and Vermont, as reported by the United States Department of Agriculture, divide by 0.5952, and multiply by 0.4. In computing the weighted average, weight the respective rates as follows: Maine, 10; Massachusetts, 6; New Hampshire, 7; and Vermont, 77.

(iii) Add the results determined pursuant to subdivisions (i) and (ii) of this subparagraph.

(4) Divide by 3 the sum of the final results computed pursuant to the preced-



ing subparagraphs of this paragraph. Express the result as a whole number by dropping fractions of less than one-half or by raising fractions of one-half or more to the next whole number. The result shall be known as the formula index.

(5) Subject to the succeeding subparagraphs of this paragraph, the Class I price per hundredweight shall be as shown in the following table:

CLASS I PRICE SCHEDULE

Formula index	Class I price per hundredweight		
	Jan.-Feb.- Mar.-July- Aug.-Sept.	Apr.- May- June	Oct.- Nov.- Dec.
50-56	\$2.44	\$2.00	\$2.88
57-63	2.66	2.22	3.10
64-70	2.88	2.44	3.32
71-77	3.10	2.66	3.54
78-84	3.32	2.88	3.76
85-90	3.54	3.10	3.98
91-97	3.76	3.32	4.20
98-104	3.98	3.54	4.42
105-111	4.20	3.76	4.64
112-118	4.42	3.98	4.86
119-125	4.64	4.20	5.08
126-132	4.86	4.42	5.30
133-139	5.08	4.64	5.52
140-146	5.30	4.86	5.74
147-152	5.52	5.08	5.96
153-159	5.74	5.30	6.18
160-166	5.96	5.52	6.40
167-173	6.18	5.74	6.62
174-180	6.40	5.96	6.84
181-187	6.62	6.18	7.06
188-194	6.84	6.40	7.28

If the formula index is more than 194 the price shall be increased at the same rate as would result from further extension of this table at the rate of extension in the six highest brackets.

(6) For any delivery period after December 1948, the Class I price shall be 44 cents more than the price prescribed in subparagraph (5) of this paragraph if, under the provisions of the Boston order, less than 33 percent of the milk received by all pool handlers from producers during the 12-month period ending with the second preceding calendar month was Class II milk, except that if the operation of this subparagraph would cause the Class I price to be more than 88 cents above the Class I price for the corresponding delivery period of the preceding year, its application shall be limited to only such portion of the 44-cent increase as will result in a Class I price equal to the Class I price for the corresponding delivery period of the preceding year plus 88 cents.

(7) For any delivery period after December 1948, the Class I price shall be 44 cents less than the price prescribed in subparagraph (5) of this paragraph if, under the provisions of the Boston order, more than 41 percent of the milk received by all pool handlers from producers during the 12-month period ending with the second preceding calendar month was Class II milk, except that if the operation of this subparagraph would cause the Class I price to be more than 88 cents below the Class I price for the corresponding delivery period of the preceding year, its application shall be limited to only such portion of the 44-cent reduction as will result in a Class I price equal to the Class I price for the corresponding delivery period of the preceding year minus 88 cents.

(8) Notwithstanding the provisions of the preceding subparagraphs of this paragraph, the Class I price for any of the months of March through June of each year shall not be higher than the Class I price for the immediately preceding delivery period, and the Class I price for any of the months of September through December of each year shall not be lower than the Class I price for the immediately preceding delivery period.

(9) The Class I price determined under the preceding subparagraphs of this paragraph shall be increased or decreased to the extent of any increase or decrease effective after September 1947 in the rail tariff for the transportation of milk in cartons in tank cars for mileage distances of 201-210 miles inclusive, as published in the New England Joint Tariff, M-5, and supplements thereto. The adjustment shall be made to the nearest one-half cent per hundredweight, and shall be effective in the first complete delivery period in which such increase or decrease in the rail tariff applies.

(10) For milk delivered to a handler from producers' farms at a plant located more than 100 miles from the City Hall in Fall River, there shall be deducted the sum of 13 cents plus an amount per hundredweight equal to the lowest rail tariff, for the transportation in cartons of milk in 40-quart cans, as published in the New England Joint Tariff, M-5 (including revisions and supplements thereto), for the distance from the railroad shipping point for such plant to the handler's railroad delivery point for the marketing area.

3. In § 947.6 add a new paragraph as follows:

(e) *Announcement of Class I price.* The market administrator shall announce the Class I price for each delivery period, as computed under paragraphs (a) (1) through (a) (9) of this section, on the 25th day of the preceding month, except that if such 25th day is a Sunday or legal holiday, he shall announce the Class I price on the next succeeding work day.

(48 Stat. 31, 670, 675, 49 Stat. 750, 50 Stat. 246; 7 U. S. C. 601 et seq.; sec. 102, Reorg. Plan 1 of 1947; 12 F. R. 4534)

Issued at Washington, D. C., this 25th day of March 1948 to be effective on and after the 1st day of April 1948.

[SEAL] CLINTON P. ANDERSON,  
Secretary of Agriculture.

[F. R. Doc. 48-2778; Filed, Mar. 29, 1948;  
9:00 a. m.]

## TITLE 16—COMMERCIAL PRACTICES

### Chapter I—Federal Trade Commission

[Docket No. 4724]

#### PART 3—DIGEST OF CEASE AND DESIST ORDERS

##### GENERAL MOTORS CORP.

§ 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of prod-*

uct or service. In connection with the offering for sale, sale, and distribution of fog lamps and other similar automobile accessories in commerce, (1) representing, directly or by implication that respondent's fog lamps will penetrate fog or cut under all fogs; or (2) representing that the use of said lamps will prevent all light being reflected into the driver's eyes or that its value in this respect is greater than the reduction of reflected extraneous light to a degree greater than ordinary head lamps and the affording of greater visibility in adverse weather conditions; or (3) that the use of said fog lamps alone will enable the driver of an automobile so equipped to see clearly under all adverse weather conditions; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U. S. C., sec. 45b) [Cease and desist order, General Motors Corporation, Docket 4724, January 27, 1948].

At a regular session of the Federal Trade Commission held at its office in the city of Washington, D. C., on the 27th day of January A. D. 1948.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of the respondent, and a stipulation as to the facts, in which stipulation the respondent waived all intervening procedure and further hearings as to said facts, and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, General Motors Corporation, a corporation, and its officers, representatives, agents, and employees, directly or through any corporate or other device in connection with the offering for sale, sale, and distribution of fog lamps and other similar automobile accessories in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing, directly or by implication that respondent's fog lamps will penetrate fog or cut under all fogs.

2. Representing that the use of said lamps will prevent all light being reflected into the driver's eyes or that its value in this respect is greater than the reduction of reflected extraneous light to a degree greater than ordinary head lamps and the affording of greater visibility in adverse weather conditions.

3. That the use of said fog lamps alone will enable the driver of an automobile so equipped to see clearly under all adverse weather conditions.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,  
Secretary.

[F. R. Doc. 48-2753; Filed, Mar. 29, 1948;  
8:58 a. m.]



**TITLE 22—FOREIGN RELATIONS****Chapter I—Department of State****PART 201—INTERNATIONAL TRAFFIC IN ARMS, AMMUNITION, AND IMPLEMENTS OF WAR****ENUMERATION OF ARMS, AMMUNITION, AND IMPLEMENTS OF WAR**

CROSS REFERENCE: For revision of Proclamation noted in § 201.41, enumerating arms, ammunition, and implements of war, see Proclamation 2776 appearing on page 1623 of the issue for Saturday, March 27, 1948.

**TITLE 32—NATIONAL DEFENSE****Chapter VIII—Office of International Trade, Department of Commerce****Subchapter B—Export Control****PART 800—ORDERS AND DELEGATIONS OF AUTHORITY****ORDER ESTABLISHING COMMODITY ADVISORY PANELS AND COMMODITY ADVISORY COMMITTEES**

1. *Purpose.* The purpose of this order is to establish a procedure whereby the export trade may consult with and give information and advice to the Office of International Trade of the Department of Commerce concerning export licensing policies and procedures under section 6 of the act of July 2, 1940, 54 Stat. 714, as amended.

2. *Organization of commodity advisory panels and committees.* It is intended, for convenient operation and size, to provide representation of the export trade by commodities. Wherever practicable, segments of the export trade handling different commodities (or groups of commodities) will be represented by separate panels. To handle specific matters, committees will be organized from among the members of the commodity panel. The panels and committees are selected by the Office of International Trade.

As the purpose of such commodity advisory panels and commodity advisory committees thereof is to give advice to the Office of International Trade affecting segments of the export trade, the members of the panels and committees will be selected in an effort to obtain advice which will represent the viewpoint of all parts of the export trade involved. The panels will be formed of the minimum number of persons necessary to represent a fair cross-section of the export trade in the commodity (or groups of commodities) from the standpoints of (1) large, medium, and small companies, (2) geographical distribution, (3) trade association membership, and (4) segments of the export trade involved, e. g., by levels of the export trade (such as manufacturers, suppliers of exporters, and various types of distributors, including independent or merchant exporters), by degree of integration (such as manufacturing exporters), by types of commodities, etc. The foregoing standards will be also adhered to in the formation of the committees.

In forming commodity advisory panels and committees the Office of Interna-

tional Trade will be governed by the principles of Senate Concurrent Resolution 14 (80th Congress), and the President's memorandum to heads of executive departments and agencies of December 12, 1947 with respect to the representation of small business on government committees.<sup>1</sup>

Members of the panels and committees pay their own expenses and are entitled to no compensation for their services.

3. *Functions of the panels and committees.* The functions of a commodity advisory panel formed by the Office of International Trade under this order are to furnish information, to give advice and make recommendations through one or more commodity advisory committees to the Office of International Trade, at committee meetings, on export licensing policies and procedures affecting those parts of the export trade represented by the committee. Where deemed appropriate, in view of the nature of a specific licensing policy or procedure, the Office of International Trade will authorize the holding of full panel meetings.

No other activities by these commodity advisory panels and committees or by their members are sponsored or authorized by the Department of Commerce or the Office of International Trade under this order. The panels and committees are not authorized to determine policies for the export trade nor are they authorized to compel or coerce any person to comply with any request or order or regulation made by the Department of Commerce or Office of International Trade.

4. *Meetings of the panels and committees.* Commodity advisory panel meetings and commodity advisory committee meetings will be called by the Office of International Trade in connection with the promulgation of export licensing policies or procedures affecting the parts of the export trade represented by the panel or committee, as the case may be, except where the necessary timing or other public exigency does not permit such prior consultation. The agenda of the meeting will be prepared by the Office of International Trade. Representatives of interested agencies of the Government will be invited by the Office of International Trade. A representative of the Office of International Trade will preside at every panel meeting and every committee meeting. The Office of International Trade will keep minutes of each meeting and where practicable will make summaries available to members of the commodity advisory panel, the committee, the export trade and the press.

(Sec. 6, 54 Stat. 714, 55 Stat. 206, 56 Stat. 463, 58 Stat. 671, 59 Stat. 270, 60 Stat. 215, 61 Stat. 214, 61 Stat. 321; Pub. Law 395, 80th Cong.; 50 U. S. C. App. and Sup. 701, 702; E. O. 9630, September 27, 1945, 10 F. R. 12245; E. O. 9919, Jan. 3, 1948, 13 F. R. 59)

Dated: March 25, 1948.

THOMAS C. BLAISDELL, Jr.,

Director,

Office of International Trade.

[F. R. Doc. 48-2758; Filed, Mar. 29, 1948; 9:21 a. m.]

<sup>1</sup> Filed as part of the original document.

**Chapter XXIII—War Assets Administration**

[Reg. 1, Order 2]

**PART 8301—DESIGNATION OF DISPOSAL AGENCIES AND PROCEDURES FOR REPORTING SURPLUS PROPERTY LOCATED WITHIN THE CONTINENTAL UNITED STATES, ITS TERRITORIES AND POSSESSIONS****LOCATION OF DISPOSAL AGENCY OFFICES FOR FILING DECLARATIONS OF SURPLUS PROPERTY BY OWNING AGENCIES**

War Assets Administration Regulation 1, Order 2, October 28, 1947, as amended through January 22, 1948, entitled "Location of War Assets Administration Zone and Regional Offices, and Location of Disposal Agency Offices for Filing Declarations of Surplus Property by Owning Agencies" (12 F. R. 7357, 7886, 8155, 8242, 8724, 13 F. R. 361), is hereby revised and amended as herein set forth. The title is amended to read as follows: "Location of Disposal Agency Offices for Filing Declarations of Surplus Property by Owning Agencies".

§ 8301.52 *Location of disposal agency offices for filing declarations of surplus property by owning agencies.* (a) Except as provided in paragraph (b), declarations of surplus personal property located in the continental United States shall be filed at the following offices of the appropriate disposal agencies:

**WAR ASSETS ADMINISTRATION****CAPITAL AND PRODUCERS GOODS AND CONSUMER GOODS**

(Except aircraft and aircraft parts and electronic equipment)

**Area and Address**

*Region 1.* Boston, Mass. (Address—600 Washington St., Boston, Mass.) Territory: Connecticut, (exclusive of Fairfield County), Maine, Massachusetts, New Hampshire, Rhode Island, Vermont.

After May 1, 1948, declarations for property located in this region shall be filed at Region 2, New York, N. Y.

*Region 2.* New York, N. Y. (Address—P. O. Box 216, Wall Street Station, New York 5, N. Y.) Territory: Connecticut (Fairfield County only); New Jersey (northern part) Counties of: Bergen, Essex, Hudson, Hunterdon, Middlesex, Monmouth, Morris, Passaic, Somerset, Sussex, Union, and Warren; New York.

*Region 3.* Philadelphia, Pa. (Address—Lafayette Bldg., Fifth and Chestnut Sts., Philadelphia, Pa.) Territory: Delaware; New Jersey, Counties of: Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, Mercer, Ocean, and Salem; Pennsylvania (all except extreme western part), Counties of: Adams, Bedford, Berks, Blair, Bradford, Bucks, Cambria, Cameron, Carbon, Centre, Chester, Clearfield, Clinton, Columbia, Cumberland, Dauphin, Delaware, Elk, Franklin, Fulton, Huntingdon, Juniata, Lackawanna, Lancaster, Lebanon, Lehigh, Luzerne, Lycoming, McKean, Mifflin, Monroe, Montgomery, Montour, Northampton, Northumberland, Perry, Philadelphia, Pike, Potter, Schuylkill, Snyder, Sullivan, Susquehanna, Tioga, Union, Wayne, Wyoming, and York.

*Region 4.* Cincinnati, Ohio. (Address—704 Race St., Cincinnati, Ohio). Territory: Indiana (Central, southwestern and southeastern part), Counties of: Bartholomew, Boone, Brown, Clark, Crawford, Daviess, Dearborn, Decatur, Delaware, Dubois, Fayette, Floyd, Franklin, Gibson, Greene, Hamilton, Hancock, Harrison, Hendricks, Henry,

<sup>1</sup> WAA Reg. 1, Order 3 (11 F. R. 6774, 9572, 14490).



Jackson, Jefferson, Jennings, Johnson, Knox, Lawrence, Madison, Marion, Martin, Monroe, Morgan, Ohio, Orange, Owen, Perry, Pike, Posey, Putnam, Randolph, Ripley, Rush, Scott, Shelby, Spencer, Sullivan, Switzerland, Tipton, Union, Vanderburgh, Warrick, Washington and Wayne; Kentucky; Ohio, Counties of: Adams, Athens, Belmont, Brown, Butler, Carroll, Champaign, Clark, Clermont, Clinton, Coshocton, Darke, Delaware, Fairfield, Fayette, Franklin, Gallia, Greene, Guernsey, Hamilton, Harrison, Highland, Hocking, Jackson, Jefferson, Knox, Lawrence, Licking, Logan, Madison, Meigs, Miami, Monroe, Montgomery, Morgan, Muskingum, Noble, Perry, Pickaway, Pike, Preble, Ross, Scioto, Shelby, Tuscarawas, Union, Vinton, Warren, and Washington.

After May 1, 1948, there shall also be filed in this region declarations of surplus property heretofore filed in Region 15, Cleveland, Ohio, covering the following territories: Ohio, Counties of: Ashland, Ashtabula, Columbiana, Crawford, Cuyahoga, Erie, Geauga, Holmes, Huron, Lake, Lorain, Mahoning, Marion, Medina, Morrow, Portage, Richland, Stark, Summit, Trumbull and Wayne; Pennsylvania (western part), Counties of: Allegheny, Armstrong, Beaver, Butler, Clarion, Crawford, Erie, Fayette, Forest, Greene, Indiana, Jefferson, Lawrence, Mercer, Somerset, Venango, Warren, Washington, and Westmoreland.

Region 5. Chicago, Ill. (Address—P. O. Box 807, Chicago 90, Ill.) Territory: Illinois (northern part); Counties of: Boone, Bureau, Carroll, Cass, Champaign, Christian, Clark, Coles, Cook, Cumberland, De Kalb, De Witt, Douglas, Du Page, Edgar, Ford, Fulton, Grundy, Hancock, Henderson, Henry, Iroquois, Jo Daviess, Kane, Kankakee, Kendall, Knox, Lake, La Salle, Lee, Livingston, Logan, McDonough, McHenry, McLean, Macon, Marshall, Mason, Menard, Mercer, Moultrie, Ogle, Peoria, Piatt, Putnam, Rock Island, Sangamon, Schuyler, Shelby, Stark, Stephenson, Tazewell, Vermilion, Warren, Whiteside, Will, Winnebago, and Woodford; Indiana (northern part); Counties of: Adams, Allen, Benton, Blackford, Carroll, Cass, Clay, Clinton, De Kalb, Elkhart, Fountain, Fulton, Grant, Howard, Huntington, Jasper, Jay, Kosciusko, La Grange, Lake, La Porte, Marshall, Miami, Montgomery, Newton, Noble, Parke, Porter, Pulaski, St. Joseph, Starke, Steuben, Tippecanoe, Vermillion, Vigo, Wabash, Warren, Wells, White, and Whitley.

After March 1, 1948, declarations shall be filed in this region which have heretofore been filed in Region 21, Minneapolis, Minnesota, covering property located in Michigan (northern part), Counties of: Alger, Beraga, Chippewa, Delta, Dickinson, Gogebic, Houghton, Iron, Keweenaw, Luce, Mackinac, Marquette, Menominee, Ontonagon, and Schoolcraft; Minnesota, North Dakota, South Dakota, Wisconsin.

After May 1, 1948, there shall be filed in this region declarations of surplus property heretofore filed in Region 16, Detroit, Michigan, covering property located in Michigan (eastern part), Counties of: Alcona, Allegan, Alpena, Antrim, Arenac, Barry, Bay, Benzie, Berrien, Branch, Calhoun, Cass, Charlevoix, Cheboygan, Clare, Clinton, Crawford, Eaton, Emmet, Genesee, Gladwin, Grand Traverse, Gratiot, Hillsdale, Huron, Ingham, Ionia, Iosco, Isabella, Jackson, Kalamazoo, Kalaskas, Kent, Lake, Lapeer, Leelanau, Lenawee, Livingston, Macomb, Manistee, Mason, Mecosta, Midland, Missaukee, Monroe, Montcalm, Montmorency, Muskegon, Newaygo, Oakland, Oceana, Ogemaw, Osceola, Oscoda, Osego, Ottawa, Presque Isle, Roscommon, Saginaw, St. Clair, St. Joseph, Sanilac, Shiawassee, Tuscola, Van Buren, Washtenaw, Wayne, and Wexford; Ohio, Counties of: Allen, Auglaize, Defiance, Fulton, Hancock, Hardin, Henry, Lucas (Toledo), Mercer, Ottawa, Paulding, Putnam, Sandusky, Seneca, Van Wert, Williams, Wood, and Wyandot.

Region 6. Atlanta, Ga. (Address—699 Ponce de Leon Ave., N. E., Atlanta, Ga.) Territory: Florida, Georgia, North Carolina, South Carolina, and after March 22, 1948, Alabama.

After February 23, 1948, declarations shall be filed in this region which have heretofore been filed in Region 18, Nashville, Tennessee, covering property located in Tennessee.

Region 7. Grand Prairie, Tex. (Address—Plant "B", Grand Prairie, P. O. Box 6030, Dallas 2, Tex.) Territory: Arkansas, Louisiana, Mississippi, Oklahoma, Texas.

Region 8. Kansas City, Mo. (Address—Troost & Bannister Rd., (95th St.), P. O. Box 1037, Kansas City, Mo.) Territory: Illinois, Counties of: Adams, Alexander, Bond, Brown, Calhoun, Clay, Clinton, Crawford, Edwards, Effingham, Fayette, Franklin, Gallatin, Greene, Hamilton, Hardin, Jackson, Jasper, Jefferson, Jersey, Johnson, Lawrence, Macoupin, Madison, Marion, Massac, Monroe, Montgomery, Morgan, Perry, Pike, Pope, Pulaski, Randolph, Richland, St. Clair, Saline, Scott, Union, Wabash, Washington, Wayne, White, and Williamson; Iowa, Kansas, Missouri, Nebraska.

Region 9. Denver, Colo. (Address—Commonwealth Bldg., 728 Fifteenth St., Denver, Colo.) Territory: Colorado, New Mexico, Wyoming, and after March 15, 1948, Utah.

Region 10. San Francisco, Calif. (Address—1182 Market St., San Francisco 2, Calif.) Territory: Arizona, California, Nevada, effective March 15, 1948.

Region 11. Seattle, Wash. (Address—1409 Second Avenue, Seattle 1, Wash.) Territory: Idaho, Montana, Oregon, Washington, effective March 15, 1948.

Region 12. Richmond, Va. (Address—East End 4th St., Richmond 24, Va.) Territory: District of Columbia, Maryland, Virginia, West Virginia.

Region 13. Charlotte, N. C. (Consolidated with Region 6, Atlanta, Ga.)

Region 14. Jacksonville, Fla. (Consolidated with Region 6, Atlanta, Ga.)

Region 15. Cleveland, Ohio. (Address—1928 East 13th St., Cleveland, Ohio) (Effective May 1, 1948, will be consolidated with Region 4, Cincinnati, Ohio.)

Region 16. Detroit, Mich. (Address—15000 West 8 Mile Road, Detroit, Mich.) (Effective May 1, 1948, will be consolidated with Region 5, Chicago, Ill.)

Region 17. Louisville, Ky. (Consolidated with Region 4, Cincinnati, Ohio.)

Region 18. Nashville, Tenn. (Consolidated with Region 6, Atlanta, Ga.)

Region 19. Birmingham, Ala. (Address—P. O. Box 2090, 1955 Fifth St., North, Birmingham, Ala.) (Effective March 22, 1948, will be consolidated with Region 6, Atlanta, Ga.)

Region 20. New Orleans, La. (Consolidated with Region 7, Grand Prairie, Tex.)

Region 21. Minneapolis, Minn. (Consolidated with Region 5, Chicago, Ill.)

Region 22. St. Louis, Mo. (Consolidated with Region 8, Kansas City, Mo.)

Region 23. Little Rock, Ark. (Consolidated with Region 7, Grand Prairie, Tex.)

Region 24. Omaha, Nebr. (Consolidated with Region 8, Kansas City, Mo.)

Region 25. Oklahoma City, Okla. (Consolidated with Region 7, Grand Prairie, Tex.)

Region 26. Grand Prairie, Tex. (Redesignated Region 7.)

Region 27. Houston, Tex. (Consolidated with Region 7, Grand Prairie, Tex.)

Region 28. San Antonio, Tex. (Consolidated with Region 7, Grand Prairie, Tex.)

Region 29. Helena, Mont. (Consolidated with Region 11, Seattle, Wash.)

Region 30. Salt Lake City, Utah. (Consolidated with Region 9, Denver, Colo.)

Region 31. Spokane, Wash. (Consolidated with Region 11, Seattle, Wash.)

Region 32. Portland, Oreg. (Consolidated with Region 11, Seattle, Wash.)

Region 33. Los Angeles, Calif. (Consolidated with Region 10, San Francisco, Calif.)

#### WAR ASSETS ADMINISTRATION

**Aircraft.** War Assets Administration, Office of Aircraft Disposal, Washington 25, D. C.

**Aircraft parts:** (Salable and educational items). War Assets Administration, 6200 Riverside Drive, Municipal Airport, Cleveland 32, Ohio.

(Residual items and contract termination declarations). To regional offices as set forth above in paragraph (a).

**Electronic equipment:** (Salable and educational items). War Assets Administration, Lafayette Bldg., Fifth and Chestnut Sts., Philadelphia, Pa.

**Agricultural commodities and foods.** Declarations of surplus agricultural commodities and foods processed from agricultural commodities shall be filed with the War Assets Administration, Washington 25, D. C.

(Residual items and contract termination declarations). To regional offices as set forth above in paragraph (a).

#### MARITIME COMMISSION

**Landing craft of all types, including LST's.** United States Maritime Commission, Washington 25, D. C.

#### NAVY DEPARTMENT

Navy Department, Office of the Assistant Secretary, Washington 25, D. C.

(b) **Real property.** Declarations of surplus real property located in the continental United States, its territories and possessions, shall be filed with the War Assets Administrator, Washington 25, D. C. Declarations of surplus personal property which is to be declared surplus in conjunction with real property shall be prepared and filed as provided in § 8301.12 of this part.

(c) Declarations of surplus personal property, including aircraft, aircraft components and electronics, located in the territories and possessions of the United States shall be filed at the following regional offices:

#### WAR ASSETS ADMINISTRATION

Region 35. Hawaii. (Address—War Assets Administration, P. O. Box 3228, Fort Ruger, Honolulu, T. H.)

Region 36. Puerto Rico and the Virgin Islands. (Address—War Assets Administration, Bldg. F, PRRA Grounds, San Juan, Puerto Rico.)

Region 37. Alaska. (Address—War Assets Administration, Army Recreational Bldg., 322 East Second Ave., Anchorage, Alaska.)

(Surplus Property Act of 1944, as amended (58 Stat. 765, as amended; 50 U. S. C. App. Sup. 1611); Public Law 181, 79th Congress (59 Stat. 533; 50 U. S. C. App. Sup. 1614a, 1614b); and Reorganization Plan 1 of 1947 (12 F. R. 4534))

This revision of this section shall be effective March 27, 1948.

JESS LARSON,  
Administrator.

MARCH 25, 1948.

[F. R. Doc. 48-2882; Filed, Mar. 29, 1948; 11:39 a. m.]

[Reg. 1, Amdt. 2]

PART 8301—DESIGNATION OF DISPOSAL AGENCIES AND PROCEDURES FOR REPORTING SURPLUS PROPERTY LOCATED WITHIN THE CONTINENTAL UNITED STATES, ITS TERRITORIES AND POSSESSIONS

WITHDRAWALS OF PERSONAL AND REAL PROPERTY

War Assets Administration Regulation 1, October 1, 1947, as amended November 6, 1947, entitled "Designation of Disposal Agencies and Procedures for Reporting



Surplus Property Located Within the Continental United States, Its Territories and Possessions" (12 F. R. 6661, 7810), is hereby further amended as follows:

Section 8301.15 is amended to read as follows:

§ 8301.15 *Withdrawals*—(a) *Personal property*. With the consent of the disposal agency, an owning agency may withdraw personal property which it has declared surplus and for which a declaration has been transmitted to such disposal agency pursuant to this part: *Provided, however*, That such withdrawals may be made only (1) on the forms prescribed by § 8301.53<sup>1</sup> under this part, (2) by the technical service, bureau, or other constituent part of the owning agency which made the declaration, or its successor, and (3) upon the agreement of the owning agency to pay all freight charges in connection with the movement of the property to the point designated by such agency, in cases where the disposal agency has assumed custody and accountability.

(b) *Real property*. A request by an owning agency for the withdrawal of a declaration of surplus real property shall be transmitted to the Administration by the filing of WAA Form 1005 (formerly Form SPB-5) containing complete justification for the requested withdrawal. The Administration, after consideration of the request and any additional evidence deemed appropriate, shall approve or disapprove the request and notify the owning agency accordingly.

(Surplus Property Act of 1944 as amended (58 Stat. 765, as amended; 50 U. S. C. App. Sup. 1611); Public Law 181, 79th Congress (59 Stat. 533; 50 U. S. C. App. Sup. 1614a, 1614b); and Reorganization Plan 1 of 1947 (12 F. R. 4534))

This amendment shall be effective March 1, 1948.

JESS LARSON,  
Administrator.

MARCH 25, 1948.

[F. R. Doc. 48-2881; Filed, Mar. 29, 1948; 11:38 a. m.]

## TITLE 33—NAVIGATION AND NAVIGABLE WATERS

### Chapter III—Coast Guard: Inspection and Navigation

[CGFR 48-15]

#### PART 302—BOUNDARY LINES OF INLAND WATERS

##### BOUNDARY LINES FOR SAN PEDRO BAY AND SAN DIEGO HARBOR

The regulations establishing the boundary lines separating inland waters from the high seas were revised and republished in the *FEDERAL REGISTER* December 19, 1947, 12 F. R. 8818. The names or characteristics of certain aids to navigation used to describe the lines for San Pedro Bay and San Diego Harbor have been changed. In San Pedro Bay the "Anaheim Bay East Jetty Light 4" is now known as "Net Depot East Jetty Light 4" and the two new breakwaters are called, respectively, Middle Breakwater

and the Long Beach Breakwater. The eastern end of the Long Beach Breakwater is submerged, but construction work is now in progress to build up that section similar to the rest of the breakwater. As the work progresses on the breakwater the old wording of the regulation would cause the boundary line to be constantly changed. In San Diego Harbor the "Outside Bar Lighted Bell Buoy ISD" is not known as "San Diego Channel Lighted Bell Buoy 5."

By virtue of the authority vested in me by section 2 of the act of February 19, 1895, as amended, 28 Stat. 672, 33 U. S. C. 151, and section 101 of Reorganization Plan No. 3 of 1946, 11 F. R. 7875, the following editorial amendments to the regulations are prescribed and shall become effective on the date of publication of this document in the *FEDERAL REGISTER*:

1. Section 302.135 (12 F. R. 8460) is amended to read as follows:

§ 302.135 *San Pedro Bay*. A line drawn from Los Angeles Harbor Lighthouse through the axis of the Middle Breakwater to the easternmost extremity of the Long Beach Breakwater; thence to Net Depot East Jetty Light 4 at Anaheim Bay. (Sec. 2, 28 Stat. 672, 33 U. S. C. 151, sec. 101, Reorg. Plan No. 3 of 1946, 11 F. R. 7875)

2. Section 302.140 (12 F. R. 8460) is amended to read as follows:

§ 302.140 *San Diego Harbor*. A line drawn from the southerly tower of the Coronado Hotel to San Diego Channel Lighted Bell Buoy 5; thence to Point Loma Lighthouse. (Sec. 2, 26 Stat. 672, 33 U. S. C. 151, sec. 101, Reorg. Plan No. 3 of 1946, 11 F. R. 7875)

Dated: March 23, 1948.

[SEAL] J. F. FARLEY,  
Admiral, U. S. Coast Guard,  
Commandant.

[F. R. Doc. 48-2762; Filed, Mar. 29, 1948; 8:59 a. m.]

## TITLE 49—TRANSPORTATION AND RAILROADS

### Chapter I—Interstate Commerce Commission

[S. O. 811]

#### PART 95—CAR SERVICE

##### RESTRICTIONS ON USE OF COAL-BURNING FREIGHT LOCOMOTIVES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 23d day of March A. D. 1948.

It appearing, that reserve stocks of railroad coal are at a dangerously low level and that the existing interruption in the production of bituminous coal has aggravated this situation; that the Office of Defense Transportation by its General Order ODT 69, effective March 21, 1948, reduced coal-burning passenger service locomotive mileage based on operations on March 1, 1948 by 25 percent; that further curtailment of coal-burning locomotive mileage is necessary; the Commission is of the opinion that an

emergency requiring immediate action exists in all sections of the country: *It is ordered*, that:

§ 95.811 *Restrictions on use of coal-burning freight locomotives*—(a) *Reduction in locomotive mileage*. No common carrier by railroad subject to the Interstate Commerce Act shall operate a total daily coal-burning freight service locomotive mileage in road haul service in excess of seventy-five (75) percent of the total coal-burning freight locomotive mileage operated by it in road haul service during an average day in the test period prescribed in paragraph (b) of this section, except that the use of coal-burning freight locomotives in the transportation of coal or the movement of empty coal cars en route to mines for coal loading may be operated in addition to the reduction above ordered.

(b) *Test period*. The reduction ordered in paragraph (a) of this section shall be based on daily average mileage performed by such locomotives in the week ended March 6, 1948 in the movement of commodities other than coal and coal mining derivatives and accessorial services.

(c) *Preference and priority to effectuate reduction in locomotive mileage*. When in order to comply with the provisions of paragraph (a) of this section it is necessary to curtail the volume of freight movement preference and priority shall be accorded the transportation of the following commodities: (The order in which commodities are listed does not establish any precedence among the commodities.)

(1) All (fresh, frozen, canned, dried or otherwise processed) food for human consumption, feed for animals or poultry. All ingredients used in preparation of food and feed when consigned to manufacturers, processors, or packers. Seeds for food or feed products. Drinking water. Ice—dry, manufactured and natural.

(2) Livestock and live poultry.

(3) Coal, coke, coke oven by-products, charcoal. Wood for fuel purposes. Crude petroleum, gasoline, fuel oil, kerosene, lubricating oils, lubricating grease, liquefied petroleum gas. Petroleum coke, petroleum wax, candles. Motor fuel, anti-knock compound. Petroleum asphalt when shipper certifies on bill of lading that it is to be used as fuel or in the production of briquettes.

(4) Medicines, drugs, surgical instruments and surgical dressings. Baby nursing bottles and nipples. Hospital and sick room supplies, medical, optical and dental supplies. Diapers, sanitary pads, soap (including substitutes, washing and cleansing compounds). Caskets and funeral supplies.

(5) Printing ink, newspapers and magazines, newsprint, paper and mats for newspaper and magazine publication. Plates for newspaper and magazine publications. Films. Toilet paper; paper plates, cups and eating utensils.

(6) Chemicals used for purification or treatment of municipal water supply or sewage disposal. Chemicals used for sanitation by mill and food processors or distributors or laundries. Chemicals consigned to manufacturers of medicines and drugs. Chemicals used as refrigerants for preservation of food. Insecticides and fungicides. Plant refuse, manure, sewer sludge and garbage for movement in compliance with municipal, health and sanitary regulations.

(7) Empty containers and necessary packing and packaging materials for all commodities specifically named in this order.

<sup>1</sup> WAA Reg. 1 (12 F. R. 6661, 7810).



(8) Repair or replacement parts and supplies necessary to produce and manufacture fuel and maintain essential transportation operation (rail, highway, air and water) during the existence of the emergency. Supplies for public utility power plants. Oil and gas burning heaters, coal burning equipment, and repair parts therefor, and instruments in connection therewith. Repair or replacement parts and supplies for municipal gas and water plants.

(d) *Embargoes authorized to implement order.* Common carriers by railroad subject to the Interstate Commerce Act are directed to place any embargoes and take such other action as may be necessary to carry out the provisions of this section.

(e) *Application.* (1) The provisions of this section will apply to intrastate commerce as well as interstate and foreign commerce.

(2) The provisions of this section shall apply to coal-burning freight locomotive operation commencing on and after the effective date hereof.

(f) *Effective date.* This section shall become effective at 11:59 p. m. March 30, 1948.

(g) *Expiration date.* This section shall continue in effect until 11:59 p. m. April 30, 1948, unless otherwise modified, changed, suspended or annulled by order of the Commission.

(h) *Rules, regulations, and practices suspended.* The operation of all rules, regulations, and practices insofar as they conflict with the provisions of this section, is hereby suspended.

(i) *Special and general permits.* The provisions of this section shall be subject to special or general permits issued by the permit agent named herein.

(j) *Appointment of agent.* A. H. Gass, Director, Railway Transport Department, Office of Defense Transportation, Room 5133 Interstate Commerce Commission Building, Washington 25, D. C. (Phone Republic 7500, Extension 3531) is hereby designated and appointed permit agent for the purpose of issuing

permits to depart from the terms of this order.

It is further ordered that a copy of this order shall be served upon the State railroad regulatory bodies of each State, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(Sec. 1, 24 Stat. 379, as amended; 49 U. S. C. 1 (10)-(17))

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 48-2760; Filed, Mar. 29, 1948; 8:59 a. m.]

## PROPOSED RULE MAKING

### DEPARTMENT OF AGRICULTURE

#### Production and Marketing Administration

##### [7 CFR, Part 971]

[Docket No. AO-175-A5]

#### HANDLING OF MILK IN DAYTON-SPRINGFIELD, OHIO, MILK MARKETING AREA

#### PROPOSED AMENDMENTS TO TENTATIVE MARKETING AGREEMENT, AND TO ORDER, AS AMENDED

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, (7 U. S. C. 601 et seq.), and in accordance with the applicable rules of practice and procedure, as amended (7 CFR, Supps., 900.1 et seq.; 12 F. R. 1159, 4904), notice is hereby given of a public hearing to be held at the Engineer's Club Auditorium, 112 East Monument Street, Dayton, Ohio, beginning at 10:00 a. m., e. s. t.,

April 5, 1948, for the purpose of receiving evidence with respect to a proposed marketing agreement and to proposed amendments to the order, as amended, regulating the handling of milk in the Dayton-Springfield, Ohio, milk marketing area (10 F. R. 6162; 11 F. R. 6901, 9423; 12 F. R. 5995). These proposed amendments have not received the approval of the Secretary of Agriculture.

This public hearing is for the purpose of receiving evidence with respect to economic or marketing conditions which relate to the establishing of Class I and Class II price differentials for the months of May, June, and July, 1948.

The following amendments have been proposed by the Miami Valley Cooperative Milk Producers Association, Dayton, Ohio:

1. Amend § 971.5 (b) (1) so that the amount to be added to the basic formula price in determining the minimum price

per hundredweight for Class I milk for the months of May, June, and July, 1948, shall be \$1.05.

2. Amend § 971.5 (c) (1) so that the amount to be added to the basic formula price in determining the minimum price per hundredweight for Class II milk for the months of May, June, and July, 1948, shall be \$0.75.

Copies of this notice of hearing and of the tentative marketing agreement and order, as amended, now in effect, may be procured from the Market Administrator, 434 Third National Bank Building, Dayton, Ohio, or from the United States Department of Agriculture, Room 1844, South Building, Washington 25, D. C., or may be there inspected.

Dated: March 24, 1948.

[SEAL]

S. R. NEWELL,  
Acting Assistant Administrator.

[F. R. Doc. 48-2754; Filed, Mar. 29, 1948; 8:49 a. m.]

## NOTICES

### TREASURY DEPARTMENT

#### Bureau of Customs

[T. D. 51867]

#### THE TRUST TERRITORY OF THE PACIFIC ISLANDS (FORMER MANDATED CAROLINE, MARSHALL, AND MARIANAS ISLANDS)

##### ADDITION TO "NO CONSUL" LIST

MARCH 24, 1948.

In accordance with a recommendation from the Department of State, the Trust Territory of the Pacific Islands (former mandated Caroline, Marshall, and Marianas Islands) are hereby added to the "No consul" list (1947) T. D. 51797, as amended.

Consular invoices covering merchandise from the above-named places will be

accepted if certified under the provisions of section 482 (f), Tariff Act of 1930.

[SEAL]

W. R. JOHNSON,  
Deputy Commissioner.

[F. R. Doc. 48-2761; Filed, Mar. 29, 1948; 8:50 a. m.]

### FEDERAL POWER COMMISSION

[Docket Nos. G-982, G-1000]

#### TENNESSEE GAS TRANSMISSION CO. AND CITIES SERVICE GAS CO.

#### NOTICE OF FINDINGS AND ORDERS ISSUING CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY

Notice is hereby given that, on March 24, 1948, the Federal Power Commission issued its findings and orders entered

March 24, 1948, issuing certificates of public convenience and necessity in the above-designated matters.

[SEAL]

LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 48-2757; Filed, Mar. 29, 1948; 8:49 a. m.]

[Docket No. G-998]

#### NORTHERN NATURAL GAS CO.

##### ORDER FIXING DATE OF HEARING

Upon consideration of the application filed February 9, 1948, by Northern Natural Gas Company (Applicant), a Delaware corporation with its principal office at Omaha, Nebraska, for a certificate of public convenience and necessity, pursu-



ant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural gas facilities, subject to the jurisdiction of the Commission, as fully described in such application on file with the Commission and open to public inspection;

It appears to the Commission that: This proceeding is a proper one for disposition under the provisions of Rule 32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure, Applicant having requested that its application be heard under the shortened procedure provided by the aforesaid rule for non-contested proceedings, and no request to be heard, protest or petition having been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on February 27, 1948 (13 F. R. 1063-1069).

The Commission, therefore, orders that:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's Rules of Practice and Procedure, a hearing be held on April 15, 1948, at 9:45 a. m. (e. s. t.), in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue, N. W., Washington, D. C., concerning the matters involved and the issues presented by such application as supplemented; *Provided, however,* That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of Rule 32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by Rules 8 and 37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: March 24, 1948.

By the Commission.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 48-2745; Filed, Mar. 29, 1948;  
8:48 a. m.]

[Docket No. G-1005]

WEST TEXAS GAS CO.

#### ORDER FIXING DATE OF HEARING

Upon consideration of the application filed February 25, 1948, by West Texas Gas Company (Applicant), a Delaware corporation with its principal place of business at Lubbock, Texas, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the removal of, and construction and operation of certain natural-gas facilities as fully described in such application on file with the Commission and open to public inspection; and

It appears to the Commission that: This proceeding is a proper one for disposition under the provisions of Rule 32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure

(as amended June 16, 1947), Applicant having requested that its application be heard under the shortened procedure provided by the aforesaid rule for non-contested proceedings, and no request to be heard, protest or petition having been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on March 17, 1948 (13 F. R. 1384-85).

The Commission, therefore, orders that:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure (as amended June 16, 1947), a hearing be held on April 14, 1948, at 9:30 a. m. (e. s. t.), in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue, N. W., Washington, D. C. concerning the matters involved and the issues presented by such application; provided, however, that the Commission may, after a noncontested hearing, forthwith dispose of the proceeding pursuant to the provisions of Rule 32 (b) of the Commission's rules of practice and procedure (as amended June 16, 1947).

(B) Interested State commissions may participate as provided by Rules 8 and 37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: March 24, 1948.

By the Commission.

[SEAL] LEON M. FUQUAY,  
Secretary.

[F. R. Doc. 48-2746; Filed, Mar. 29, 1948;  
8:48 a. m.]

### INTERSTATE COMMERCE COMMISSION

[S. O. 692, General Permit 1]

#### RESTRICTIONS ON LUMBER

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 692 (12 F. R. 1685), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provision of paragraph (h) of Amendment 1 (12 F. R. 2479) of Service Order No. 692 insofar as it applies to shipments subject to a through or joint rate, *Provided, however,* That this general permit shall not apply to shipments for which there are published tariff charges applicable for back-hauling or out-of-route movement.

This General Permit shall become effective 12:01 a. m., March 24th and shall apply to all cars in transit on and after that date.

The waybill shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the gen-

eral public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 22d day of March 1948.

HOMER C. KING,  
Director,  
Bureau of Service.

[F. R. Doc. 48-2759; Filed, Mar. 29, 1948;  
8:50 a. m.]

### SECURITIES AND EXCHANGE COMMISSION

[File No. 70-1738]

#### COLUMBIA GAS & ELECTRIC CORP.

#### SUPPLEMENTAL ORDER RELEASING JURISDICTION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 24th day of March 1948.

Columbia Gas & Electric Corporation ("Columbia"), a registered holding company, having filed a declaration and amendments thereto, pursuant to sections 6 (a) and 7 of the Public Utility Holding Company Act of 1935, regarding the issue and sale, pursuant to the competitive bidding requirements of Rule U-50, of \$45,000,000 principal amount of debentures due 1973; and

The Commission having, by order dated March 11, 1948, permitted said declaration, as amended, to become effective, subject to the condition, among others, that the proposed sale of debentures shall not be consummated until the results of competitive bidding pursuant to Rule U-50 shall have been made a matter of record in this proceeding, and a further order shall have been entered in the light of the record so completed; and jurisdiction having been reserved over the payment of all legal fees and expenses in connection with the proposed transaction; and

Columbia having, on March 24, 1948, filed a further amendment to said declaration in which it is stated that it has offered the debentures for sale pursuant to the competitive bidding requirements of Rule U-50 and has received the following bids:

Bidder	Price to Columbia	Interest rate	Cost to Columbia
	Percent	Percent	Percent
The First Boston Corp. ....	100.5599	3 1/4	3.2173
Morgan Stanley & Co., Inc. ...	100.1499	3 1/4	3.2412
Halsey, Stuart & Co., Inc. ...	99.6699	3 1/4	3.2095

The amendment further stating that Columbia has accepted the bid of The First Boston Corporation for the debentures as set forth above and that the debentures will be offered for sale to the public at a price of 101.25% of principal amount thereof, resulting in an underwriter's spread of 0.69%; and

The legal fees and expenses to be incurred in connection with the proposed



sale of debentures having been estimated as follows:

Cravath, Swaine & Moore, counsel for Columbia.....	\$20,000
Shearman & Sterling & Wright, counsel for bidders.....	15,000
Local counsel.....	2,500
	37,500

The Commission, having examined said amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be received for said debentures, the redemption prices thereof, the interest rate thereon and the underwriter's spread; and

It appearing that the proposed legal fees and expenses are for necessary services and are not unreasonable;

It is hereby ordered, That jurisdiction heretofore reserved in connection with the sale of said debentures be, and the same hereby is, released, and that the said declaration, as further amended, be, and the same hereby is, permitted to become effective forthwith, subject to the terms and conditions prescribed in Rule U-24 of the general rules and regulations under the act.

It is further ordered, That jurisdiction heretofore reserved over all legal fees and expenses in connection with the proposed transaction be, and the same hereby is, released.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 48-2750; Filed, Mar. 29, 1948;  
8:49 a. m.]

[File No. 70-1746]

#### LOUISVILLE GAS AND ELECTRIC CO.

#### SUPPLEMENTAL ORDER RELEASING JURISDICTION AND GRANTING AND PERMITTING APPLICATION-DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C. on the 23d day of March 1948.

Louisville Gas and Electric Company, a Kentucky Corporation ("Kentucky Company"), a subsidiary of Louisville Gas and Electric Company, a Delaware Corporation, a registered holding company, having filed an application and a declaration, and amendments thereto, pursuant to section 6 of the Public Utility Holding Company Act of 1935 ("act"), and Rules U-24 and U-50 promulgated thereunder, regarding the proposed issue and sale pursuant to Rule U-50 by Kentucky Company of \$8,000,000 principal amount of its First and Refunding Mortgage Bonds ("New Bonds"), Series due March 1, 1978; and

The Commission having by order dated March 12th, 1948 granted said amended application and permitted said amended declaration to become effective, subject to the following conditions, (a) that the proposed issue and sale of the New Bonds shall not be consummated until the results of competitive bidding have been supplied by a further amendment and a further order shall have been entered in

connection therewith and (b) that jurisdiction be reserved over the accounting fees incurred in connection with the proposed issue and sale of New Bonds; and

Kentucky Company having filed a further amendment to its application-declaration, as amended, in which it is stated, that, in accordance with the permission granted by said order of the Commission dated March 12th, 1948, it has offered the New Bonds for sale pursuant to the competitive bidding requirements of Rule U-50 and has received the following bids:

Bidding group heading by—	Interest rate	Price to company <sup>1</sup>	Annual cost to company
	Percent	Percent	Percent
Harriman, Ripley & Co., Inc.	3	100.684	2.965419
Halsey, Stuart & Co., Inc.	3	100.66	2.966627
Glore, Forgan & Co.	3	100.6379	2.967739
The First Boston Corp.	3	100.616	2.968842
Lehman Brothers-Blyth & Co., Inc.	3	100.5739	2.970963
Kidder, Peabody & Co.	3	100.57	2.971160

<sup>1</sup> Plus accrued interest from March 1, 1948 to the date of delivery of and payment for the New Bonds.

Said amendment having further set forth that Kentucky Company has accepted the bid of Harriman, Ripley & Co., Incorporated for the purchase of the said New Bonds as set out above and that said New Bonds will be offered for sale to the public at a price of 100.99% of the principal amount thereof, plus accrued interest from March 1, 1948 to date of delivery and payment for the New Bonds, resulting in an underwriters' spread equal to 0.306% of the principal amount of the New Bonds; and

The firm of Arthur Andersen & Co., the accountants for the Company, having filed a statement with respect to the nature of its accounting services; and

The Commission having examined the record in the light of said amendment, and finding no basis for imposing terms and conditions with respect to the price to be paid for said New Bonds or underwriting spread; and

It appearing to the Commission that the fee of Arthur Andersen & Co. for accounting services is for necessary services and is not unreasonable under the circumstances of this case:

It is ordered, That jurisdiction heretofore reserved with respect to the matters to be determined as a result of competitive bidding under Rule U-50 in connection with said New Bonds be, and the same hereby is, released, and the application-declaration, as further amended, be, and the same hereby is granted and permitted to become effective forthwith, subject, however, to the terms and conditions prescribed in Rule U-24.

It is further ordered, That the jurisdiction heretofore reserved by our order dated March 12th, 1948 with respect to the accounting fees proposed to be paid in connection with the proposed transaction, be, and the same hereby is, released.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 48-2747; Filed, Mar. 29, 1948;  
8:48 a. m.]

[File No. 70-1748]

#### TEXAS UTILITIES CO. AND TEXAS ELECTRIC SERVICE CO.

#### ORDER GRANTING AND PERMITTING APPLICATION-DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 19th day of March A. D. 1948.

Texas Utilities Company ("Texas Utilities"), a registered holding company subsidiary of American Power & Light Company, a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company, and Texas Electric Service Company ("Texas Electric"), an electric utility subsidiary of Texas Utilities, having filed a joint application-declaration, and amendments thereto, under the Public Utility Holding Company Act of 1935, particularly section 6 (a), 7 and 12 thereof and Rules U-45 and U-50 thereunder, regarding: (1) the issue and sale by Texas Electric in accordance with the competitive bidding requirements of Rule U-50, of \$5,000,000 principal amount of First Mortgage Bonds, ----% Series due 1978 ("Bonds"); (2) the issue and sale, also at competitive bidding, of \$5,000,000 principal amount of ----% Sinking Fund Debentures due 1973 ("Debentures"); and (3) the cash contribution by Texas Utilities to Texas Electric of \$1,500,000, such amount to be added to the stated value of Texas Electric common stock; and Texas Electric having requested that the time within which to publicly invite bids under Rule U-50 be shortened to nine days.

A public hearing having been held with respect to said application-declaration, as amended, after appropriate notice, and the Commission having examined the record, and having made and filed its findings and opinion herein:

It is ordered, That said application-declaration, as amended, be, and the same hereby is, granted and permitted to become effective forthwith, subject to the terms and conditions contained in Rule U-24 and to the following additional conditions:

1. That the proposed sale of Bonds and Debentures by Texas Electric shall not be consummated until the results of competitive bidding have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record as so completed, which order shall contain such further terms and conditions, if any, as may then be deemed appropriate, jurisdiction being reserved for the imposition thereof;

2. That jurisdiction be, and it hereby is, reserved over the payment of all fees and expenses of all counsel incurred or to be incurred in connection with the proposed transactions.

It is further ordered, That the time within which Texas Service is to publicly invite bids for the Bonds and Debentures under Rule U-50 be, and hereby is, shortened to not less than nine days.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 48-2751; Filed, Mar. 29, 1948;  
8:49 a. m.]



[File No. 70-1749]

## STATEN ISLAND EDISON CORP.

## ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 16th day of March 1948.

Staten Island Edison Corporation ("Staten Island"), an indirect subsidiary of General Public Utilities Corporation, a registered holding company, having filed a declaration, pursuant to sections 6 and 7 of the Public Utility Holding Company Act of 1935 ("act"), with respect to the following transaction:

Staten Island proposes to issue and sell to three commercial banks an aggregate of \$1,750,000 principal amount of notes, each such note to bear interest at a rate not in excess of 2% per annum and to be of a maturity not in excess of six months. The proceeds of the new notes will be used to meet the maturity of the \$1,500,000 principal amount of presently outstanding notes and the balance will be used to reimburse the treasury of Staten Island for capital expenditures heretofore made.

Such declaration having been duly filed, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that no adverse findings are necessary with respect to the declaration, and deeming it appropriate in the public interest and in the interest of investors and consumers that said declaration be permitted to become effective, and deeming it appropriate to grant the request of declarant that the order become effective at the earliest date possible:

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24, that the declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 48-2749; Filed, Mar. 29, 1948; 8:49 a. m.]

[File No. 70-1755]

## OKLAHOMA GAS AND ELECTRIC CO.

## ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 19th day of March 1948.

Oklahoma Gas and Electric Company ("Oklahoma"), a public utility company and a subsidiary of Standard Gas and Electric Company, a registered holding company, having filed an application and

declaration and amendments thereto pursuant to section 6 of the Public Utility Holding Company Act of 1935, and the rules and regulations promulgated thereunder, with respect to the issue and sale by Oklahoma pursuant to the competitive bidding requirements of Rule U-50 of 65,000 shares of Cumulative Preferred Stock, ---% Series, of the par value of \$100 per share ("New Preferred Stock"); and

A public hearing having been held, after appropriate notice, with respect to said amended application-declaration, and the Commission having considered the record and having filed its findings and opinion herein:

It is ordered, That the amended application be, and hereby is, granted and the amended declaration be, and hereby is, permitted to become effective forthwith, subject to the terms and conditions prescribed by Rule U-24, and subject to the further condition that the proposed issue and sale of shares of New Preferred Stock shall not be consummated until the results of competitive bidding, pursuant to Rule U-50, shall have been made a matter of record herein and a further order entered by this Commission in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate; and

It is further ordered, That, in accordance with the request of Oklahoma, the ten-day period for inviting bids as provided by Rule U-50 be, and hereby is, shortened to a period of not less than six days.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F. R. Doc. 48-2752; Filed, Mar. 29, 1948; 8:49 a. m.]

[File No. 70-1760]

## OHIO POWER CO.

## ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 22d day of March A. D. 1948.

The Ohio Power Company ("Ohio"), an electric utility subsidiary of American Gas and Electric Company, a registered holding company, having filed an application-declaration, and amendments thereto, pursuant to the Public Utility Holding Company Act of 1935, particularly sections 6 (b), 10 (a), and 12 (c) thereof, and Rules U-42 and U-50 thereunder, with respect to the following transactions:

Ohio proposes to issue and sell \$40,000,000 aggregate principal amount of its First Mortgage Bonds, ---% Series, due 1978 ("1978 Bonds"). Said bonds will be sold pursuant to the competitive bidding requirements of Rule U-50. The coupon rate, which shall be expressed in multiples of  $\frac{1}{8}$  of 1% and shall not exceed  $3\frac{1}{4}$ %, and the price to be paid to Ohio, which shall not be less than 100

and shall not exceed 102 $\frac{1}{4}$ %, will be determined by competitive bidding.

Ohio also proposes to issue and sell 7,048 shares of its common stock, without par value (being the balance of its authorized and unissued shares of said common stock), to American Gas for a cash consideration of \$7,000,000.

The application-declaration states that the proceeds from the sales of the securities proposed to be issued and sold will be applied to the following: (1) Payment of \$9,500,000 aggregate principal amount of notes payable to banks due December 31, 1950, without premium; (2) A cash deposit of \$1,067,000 for the redemption of \$970,000 aggregate principal amount of Gold Debenture Bonds, 6% Series, due 2024, on June 1, 1949, at 110% of their principal amount, with privilege to the holders of immediate payment; (3) Deposit with the corporate trustee under the mortgage securing Ohio's First Mortgage Bonds of \$31,000,000 in cash to be withdrawn by Ohio in accordance with the terms of said mortgage. The remaining proceeds will be added to Ohio's treasury funds to be used, together with such amounts as are withdrawn as provided in (3) above, for extensions, improvements, and betterments of Ohio's properties and for other corporate purposes.

The application-declaration states that Ohio is engaged in a construction program calling for the expenditure of approximately \$71,344,000 for the years 1948 through 1951. It is further stated that the estimated net proceeds from the sale of the securities proposed to be issued plus cash accumulated through the provision for depreciation and retention of earnings during the period 1948 through 1951, are expected to be sufficient to finance the construction program of the company through the period stated.

The bonds proposed to be issued will be secured by an Indenture, dated as of April 1, 1948, supplemental to the Mortgage and Deed of Trust between Ohio and Central Hanover Bank & Trust Company and Frank Wolfe, as Trustees, dated as of October 1, 1938. The Mortgage and Deed of Trust as supplemented provides that additional bonds may be issued up to 60% of the cost or fair value of net property additions. The supplemental Indenture further provides in effect for an annual sinking and improvement fund equivalent to 1% of the greatest principal amount of the 1978 Series bonds outstanding at any one time, which sinking fund may be met by cash or property. Further, the mortgage provides for a replacement fund whereby the company is required to expend each year 15% of the base operating revenues during each year for maintenance of the mortgaged property and for property substituted for property retired since December 31, 1940.

The Supplemental Indenture also provides that so long as any of the 1978 Series bonds are outstanding, the company may not declare or pay any cash dividends on its common stock, or acquire any shares of common stock for value, unless after such dividend declaration, payment, distribution or acquisition,



there shall remain in earned surplus as shown by the books of the company the following amounts:

After Mar. 31, 1948, and before	
Jan. 1, 1949	\$14,640,000
From Jan. 1, 1949, and before	
Jan. 1, 1950	16,140,000
From Jan. 1, 1950, and before	
Jan. 1, 1951	17,640,000
From Jan. 1, 1951, and before	
Jan. 1, 1952	19,140,000
On and after Jan. 1, 1952	20,640,000

The amount of surplus so restricted is subject to certain adjustments as set forth in the mortgage.

The application-declaration having been filed on March 2, 1948, and amendments thereto, having been filed on March 4, 1948, and March 18, 1948, and notice of said filing having been given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to the application-declaration, as amended, within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that Ohio is entitled to an exemption from the provisions of sections 6 (a) and 7 of the act pursuant to the provisions of section 6 (b), it appearing that the issuance and sale of the proposed securities are solely for the purpose of financing the business of Ohio as a public utility, and that the proposed transactions have been expressly authorized by the Public Utilities Commission of the State of Ohio, the State in which Ohio was organized and is doing business; it appearing to the Commission that no adverse findings are necessary with respect to the proposed acquisition of the common stock of Ohio by American Gas; the Commission finding that it is appropriate to grant the application and permit the declaration, as amended, to become effective, without the imposition of terms and conditions; the Commission also deeming it appropriate to grant applicant-declarant's request that the period for competitive bidding be shortened so as to allow the receipt of bids for the purchase of the bonds on March 30, 1948; and the Commission also deeming it appropriate to grant applicant-declarant's request that the order herein be effective forthwith upon the issuance thereof:

It is ordered, Pursuant to said Rule U-23 and the applicable provisions of said act that said application-declaration, as amended, be, and the same hereby is, granted and permitted to become effective forthwith, subject to the terms and conditions contained in Rule U-24, and subject to the following additional conditions, the imposition of which has been assented to by the company:

(1) That the proposed sale of bonds of Ohio shall not be consummated until the results of competitive bidding pursuant to Rule U-50 shall have been made a matter of record in this proceeding, and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate.

(2) That jurisdiction be reserved with respect to all fees and expenses to be paid in connection with the proposed transactions; and

It is further ordered, That the ten-day period for the reception of bids with respect to the bonds proposed to be sold, prescribed by Rule U-50, be, and the same hereby is, shortened so that bids may be opened on March 30, 1948.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,  
Secretary.

[F. R. Doc. 48-2748; Filed, Mar. 29, 1948;  
8:48 a. m.]

## DEPARTMENT OF JUSTICE

### Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 10656]

#### ALLGEMEINE ELEKTRICITÄTS-GESELLSCHAFT ET AL.

In re: Patents and interests created in Allgemeine Elektrizitäts-Gesellschaft of Berlin, Germany, by virtue of an agreement dated September 12, 1923 with International General Electric Company, Incorporated, et al.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Allgemeine Elektrizitäts-Gesellschaft is a corporation organized under the laws of Germany, having its principal place of business in Germany, and is a national of a foreign country (Germany);

2. That the property described as follows:

A. All right, title and interest, including all royalties and all damages and profits recoverable at law or in equity

from any person, firm, corporation or government for past infringement thereof, in and to the United States Letters Patent listed in Exhibit A, attached hereto and by reference made a part hereof, and

B. All interests and rights (including all royalties and monies payable or held with respect to such interests and rights, and all damages for breach of the agreement hereinafter described, together with the right to sue therefor) created in Allgemeine Elektrizitäts-Gesellschaft, by virtue of an agreement dated September 12, 1923, by and between International General Electric Company, Incorporated, Victor X-ray Corporation and Allgemeine Elektrizitäts-Gesellschaft, which agreement relates, among other things, to United States Letters Patent No. 2,205,297,

is property of, and is property payable or held with respect to patents or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, the aforesaid national of a foreign country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The term "national" as used herein shall have the meaning prescribed in section 10 of Executive Order 9193 as amended.

Executed at Washington, D. C., on February 9, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

#### EXHIBIT A

Patent No.	Inventor	Issued	Title
1,890,568	Hofmann	2-28-33	Cathode structure for vacuum tubes.
1,902,473	Ungelenk	3-21-33	Device for supporting metal parts within a vacuum tube.
1,902,474	do	3-21-33	Protective cover for X-ray tubes.
1,902,502	Hofmann	3-21-33	X-ray tube.
1,983,327	Ungelenk	12-4-34	Covering for X-ray apparatus.
2,049,300	Kunz	7-28-36	X-ray device.
2,064,662	Hofmann	12-15-36	X-ray device.
2,111,412	Ungelenk	3-15-38	X-ray apparatus.
2,112,746	Wolfel	3-29-38	X-ray tube.
2,205,297	Lenz	6-18-40	X-ray tube.

[F. R. Doc. 48-2733; Filed, Mar. 26, 1948; 8:48 a. m.]

[Vesting Order 10842]

#### REI AND T. NAKASHIMA

In re: Bonds and bank account owned by Rei and T. Nakashima. F-39-1333-E-1 and F-39-1333-A-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Exec-

utive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Rei and T. Nakashima, whose last known address is No. 845, 2 Chome Daita, Setagayaku, Tokyo, Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the property described as follows:



a. Those certain bonds described in Exhibit A, attached hereto and by reference made a part hereof, registered in the name of bearer, and presently in the custody of Anglo California National Bank of San Francisco, 1 Sansome Street, San Francisco, California, together with any and all rights thereunder and there-to, and

b. That certain debt or other obligation owing to Rei and T. Nakashima, by Anglo California National Bank of San Francisco, 1 Sansome Street, San Francisco, California, arising out of a savings account, account number 4616, entitled Mrs. Rei Nakashima, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 5, 1948.

For the Attorney General.

[SEAL] DAVID L. BAZELON,  
Assistant Attorney General,  
Director, Office of Alien Property.

#### EXHIBIT A

Name of issuer and description	Face value	Bond No.
Yokohama, Japan, loan of 1926, external 6 percent bonds due Dec. 1, 1961.	\$1,000	114
	1,000	6137
Oriental Development Co., Ltd., external loan debentures, 5½ percent, due Nov. 1, 1958.	1,000	15350
	1,000	12313
	1,000	16847
Tokyo Electric Light Co., Ltd., first mortgage 6 percent bonds, due June 1, 1953.	1,000	8222
	1,000	40766
	1,000	51527

[F. R. Doc. 48-2738; Filed, Mar. 26, 1948; 8:49 a. m.]

[Vesting Order 10876]

PAUL BARTECZKO AND CARL ZINSER

In re: Stock owned by Paul Barteczko and Carl Zinser. F-28-23814-D-1, F-28-23814-D-2, F-28-23815-D-1.

Under the authority of the Trading With the Enemy Act, as amended, Execu-

tive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Paul Barteczko and Carl Zinser, whose last known addresses are Hoelderlinstrasse 33, Stuttgart, Germany and Post Strasse 3 Stuttgart, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: Five (5) shares of no par value common capital stock of Radio Corporation of America, 30 Rockefeller Plaza, New York 20, New York, a corporation organized under the laws of the State of Delaware, evidenced by a certificate numbered FW0190, and registered in the name of Paul Barteczko, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Paul Barteczko, the aforesaid national of a designated enemy country (Germany);

3. That the property described as follows: Twenty (20) shares of no par value common capital stock of Bethlehem Steel Corporation, a corporation organized under the laws of the State of New Jersey, evidenced by the certificates listed below, registered in the names of the persons listed below, in the amounts appearing opposite each name as follows:

Registered owner	Certificate No.	Number of shares
Paul Barteczko.....	BO 321483.....	10
Carl Zinser.....	BO 333513.....	10

together with all declared and unpaid dividends thereon, and any rights of exchange for common stock of Bethlehem Steel Corporation, 25 Broadway, New York, New York, a corporation organized under the laws of the State of Delaware, on a share for share basis, together with all declared and unpaid dividends thereon and all rights of the first registered holder to the aforesaid stock of Bethlehem Steel Corporation, a Delaware Corporation,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Paul Barteczko and Carl Zinser, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 12, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-2763; Filed, Mar. 29, 1948; 8:46 a. m.]

[Vesting Order 10883]

MRS. PAULINE LACHER

In re: Bonds owned by Mrs. Pauline Lacher. D-28-9769.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Mrs. Pauline Lacher, whose last known address is Liebeck Street, Zell in Wiesenthal, District of Lorrach, Baden, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: Eighteen (18) United States War Savings Bonds, Series E, each \$25.00 maturity value, registered in the names of August Lacher or Mrs. Pauline Lacher, said bonds bearing the numbers listed below and dated as shown opposite each number as follows:

Numbers:	Dates
Q 167994266 E.....	April 1943.
Q 184487385 E.....	April 1943.
Q 198104370 E.....	May 1943.
Q 207942980 E.....	June 1943.
Q 220386504 E.....	June 1943.
Q 238620232 E.....	August 1943.
Q 244550363 E.....	August 1943.
Q 268571654 E.....	September 1943.
Q 297393574 E.....	September 1943.
Q 298840042 E.....	October 1943.
Q 302379379 E.....	November 1943.
Q 314083123 E.....	November 1943.
Q 333310210 E.....	December 1943.
Q 350506400 E.....	January 1944.
Q 342379430 E.....	January 1944.
Q 371344487 E.....	February 1944.
Q 385196732 E.....	March 1944.
Q 392977730 E.....	April 1944.

said bonds presently in the custody of Philip L. Wiener and Wilhelm Mueller, Executors of the Estate of August Lacher. Deceased, together with any and all rights thereunder and thereto,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Mrs. Pauline Lacher, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not



within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 12, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-2764; Filed, Mar. 29, 1948;  
8:46 a. m.]

[Vesting Order 10893]

EMMA HOFMANN

In re: Estate of Emma Hofmann, deceased. File D-28-12214; E. T. sec. 16439.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Franz Quenzler, Marie Quenzler (mother of Marie Quenzler), Marie Quenzler (daughter of Marie Quenzler), Anna Schmitt, Adolph Hofmann, a/k/a Karl Heinrich Hofmann, Karl A. Hofmann, Adolph Keiner (father of Adolph Keiner), Adolph Keiner (son of Adolph Keiner), Franziska (Siskar) Bernau, Katharina Kaufmann, Karl Keiner, Friedrich Schupp and Otto Schupp, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the Estate of Emma Hofmann, deceased, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by Ernest G. Mueller, as Executor, acting under the judicial supervision of the Surrogate's Court of Bergen County, New Jersey;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been

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made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 15, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-2765; Filed, Mar. 29, 1948;  
8:46 a. m.]

[Vesting Order 10900]

HERMAN DEHNEN, JR., ET AL.

In re: Bank accounts owned by Herman Dehnen, Jr., Eliza Dehnen Von der Weppen, Katherine Dehnen Kuester, Martha Kuester Goj, Hans Kuester, Greta Kuester Kuhs and Erich Kuester. D-28-11671-E-1, F-28-11765, F-28-11765-C-1, F-28-12521-C-1, F-28-9527-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Herman Dehnen, Jr., Eliza Dehnen Von der Weppen, Katherine Dehnen Kuester, Martha Kuester Goj, Hans Kuester, Greta Kuester Kuhs and Erich Kuester, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligations of Security National Bank, Sheboygan, Wisconsin, arising out of a savings account, account number 54764, entitled Herman Dehnen Estate, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation of Bank of Sheboygan, Sheboygan, Wisconsin, arising out of a savings account, account number 35960, entitled Oscar L. Wolters, Executor of Herman Dehnen Estate, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Herman Dehnen, Jr., Eliza Dehnen Von der Weppen, Katherine Dehnen Kuester, Martha Kuester Goj, Hans Kuester, Greta Kuester Kuhs and Erich Kuester, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the

national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 15, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-2766; Filed, Mar. 29, 1948;  
8:46 a. m.]

[Vesting Order 10901]

ROSINE KAROLINE FISCHER-SCHUEHING  
AND KAROLINE WILHELMINE FEHL-  
DIETERLE

In re: Bank accounts owned by Rosine Karoline Fischer-Scheuhing and Karoline Wilhelmine Feihl-Dieterle. F-28-28753-E-1, F-28-24243-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Rosine Karoline Fischer-Scheuhing and Karoline Wilhelmine Feihl-Dieterle, whose last known addresses are Muehlhausen a. d. Enz, Amt Vaihingen, Wuerttemberg, Germany and Sluttgarterstrasse 8, Backnang, Wuerttemberg, Germany, respectively, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Rosine Karoline Fischer-Scheuhing, by Seattle-First National Bank, Seattle 14, Washington, arising out of a checking account, entitled Rosine Karoline Fischer-Scheuhing, "A National of Germany," maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Karoline Wilhelmine Feihl-Dieterle, by Seattle-First National Bank, Seattle 14, Washington, arising out of a checking account, entitled Karoline Wilhelmine Feihl-Dieterle, "A National of Germany," maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evi-



dence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 15, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-2767; Filed, Mar. 29, 1948;  
8:46 a. m.]

[Vesting Order 10902]

ANTON HERKERT AND MRS. ELIZABETH MEIXNER

In re: Bank account owned by Anton Herkert and Mrs. Elizabeth Meixner. F-28-28630-E-1, F-28-28631-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Anton Herkert, whose last known address is Friseus (13a) Amerbach Unterfranken, Marktplatz 362, Germany, and Mrs. Elizabeth Meixner, whose last known address is Hettingenbeurn, Baden, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of First State Bank of Forrest, Forrest, Illinois, arising out of a checking account entitled Theresa Austman Monohan Farm, maintained at the aforesaid Bank, and any and all rights to demand, enforce and collect the aforesaid debt or other obligation,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Anton Herkert and Mrs. Elizabeth Meixner, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the

national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 15, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-2768; Filed, Mar. 29, 1948;  
8:46 a. m.]

[Vesting Order 10904]

DAVID KAHN

In re: Bank account owned by David Kahn. F-28-23090-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That David Kahn, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to David Kahn, by The First National Bank of Galveston, Galveston, Texas, arising out of a checking account, entitled David Kahn, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 15, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-2769; Filed, Mar. 29, 1948;  
8:46 a. m.]

[Vesting Order 10905]

ERNST LEHMANN ET AL.

In re: Debt owing to Ernst Lehmann, August Lehmann and Frau Frieda Gierhan. F-28-28627-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Ernst Lehmann, August Lehmann and Frau Frieda Gierhan, whose last known addresses are Husum, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of Goldman, Allshouse and Healy, 5 South Wabash Avenue, Chicago, Illinois, arising from the Estate of Catherine Lehmann, in the amount of \$314.59, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Ernst Lehmann, August Lehmann and Frau Frieda Gierhan, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 15, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-2770; Filed, Mar. 29, 1948;  
8:46 a. m.]



[Vesting Order 10906]

TAKESHI MIZUKAMI

In re: Debt owed to Takeshi Mizukami also known as Tadeshi Mizukami.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Takeshi Mizukami also known as Tadeshi Mizukami, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation evidenced by a cashier's check issued by The National City Bank of New York, 52 Wall Street, New York, New York, payable to the Office of Alien Property, numbered CID-111518, dated August 8, 1947 and presently in the custody of the Attorney General, together with any and all rights to demand, enforce and collect the aforesaid debt or other obligation, and any and all rights in and under the aforesaid check,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Takeshi Mizukami also known as Tadeshi Mizukami, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 15, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-2771; Filed, Mar. 29, 1948; 8:46 a. m.]

[Vesting Order 10908]

FRANZ UNGER

In re: Bank account owned by Franz Unger. F-28-24053-C-1, F-28-24053-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Ex-

ecutive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Franz Unger, whose last known address is Rodewisch 1 Vgtl., Steinbergstrasse, 132-F, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of Bank of America National Trust and Savings Association, 300 Montgomery Street, San Francisco, California, arising out of a savings account, account number 8262, entitled J. Unger, Trustee for Franz Unger, maintained at the branch office of the aforesaid bank located at 2154 MacArthur Boulevard, Oakland 2, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Franz Unger, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 15, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-2772; Filed, Mar. 29, 1948; 8:47 a. m.]

[Vesting Order 10909]

CARL VORNDRAN

In re: Bank account owned by Carl Vorndran. F-28-28796-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Carl Vorndran, whose last known address is Bad Homburg, Ger-

many, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of Central Savings Bank, 2100 Broadway, New York, New York, arising out of a savings account, Account No. 1,015,998, entitled Mathilde Vorndran, in trust for Carl Vorndran, maintained at the branch office of the aforesaid bank, located at 4th Avenue at 14th Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Carl Vorndran, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 15, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-2773; Filed, Mar. 29, 1948; 8:47 a. m.]

[Vesting Order 10910]

MARIE KATHERINE VORNDRAN

In re: Bank account owned by Marie Katherine Vorndran. F-28-28797-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Marie Katherine Vorndran, whose last known address is Bad Homburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of Central Savings Bank, 2100 Broadway, New York, New York, arising out of a savings account, Account No.



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1,016,000, entitled Mathilde Vorndran, in trust for Marie Katherine Vorndran, maintained at the branch office of the aforesaid bank, located at 4th Avenue at 14th Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Marie Katherine Vorndran, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 15, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-2774; Filed, Mar. 29, 1948;  
8:47 a. m.]

[Vesting Order 10911]

ROSE VORNDRAN

In re: Bank account owned by Rose Vorndran. F-28-28798-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Rose Vorndran, whose last known address is Bad Homburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of Central Savings Bank, 2100 Broadway, New York, New York, arising out of a savings account, Account No. 1,015,999, entitled Mathilde Vorndran, in trust for Rose Vorndran, maintained at the branch office of the aforesaid bank, located at 4th Avenue at 14th Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Rose Vorndran, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 15, 1948.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 48-2775; Filed, Mar. 29, 1948;  
8:47 a. m.]